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JOURNAL
OF THE
SENATE,
AT THE
SECOND SESSION
OF THE THIRTEENTH
General Assembly
OF THE
STATE OF TENNESSEE,

BEGUN AND HELD AT MURFREESBOROUGH, ON
MONDAY THE TWENTY-SIXTH DAY OF
JUNE, IN THE YEAR OF OUR LORD
ONE THOUSAND EIGHT HUN-
DRED AND TWENTY.

[BY AUTHORITY]

MURFREESBOROUGH:
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JOURNAL

OF THE

SENATE.



AT a meeting of the General Assembly of the State of Tennessee, begun and held at Murfreesborough, on Monday the twenty sixth day of June, one thousand eight hundred and twenty, being the second session of the thirteenth general assembly of the said state; the same gentlemen members, officers &c. of the senate, who composed the senate at the last session of this general assembly, appeared and took their seats, with the exception of the member from Williamson county, the member from the counties of Montgomery, Stewart and Humphreys, the member from the counties of Jefferson and Cocke, and the member from the counties of Robertson, Dickson, Hickman and Wayne.

Mr. Joel Parrish, from the county of Williamson.

Mr. William L. Brown, from the counties of Montgomery, Stewart and Humphreys.

Mr. William Moore, from the counties of Jefferson and Cocke, and

Mr. Sterling Brewer, from the counties of Robertson, Dickson, Hickman and Wayne, severally appear-

ed, produced their credentials, were qualified and took their seats.

Received from the house of representatives, by the hand of Mr. Tipton their clerk a message informing the senate that in compliance with a proclamation of his excellency Joseph McMinn the governor, in and over the state of Tennessee, bearing date the 15th day of May in the year 1820, the house of representatives had convened, formed a quorum and were ready to proceed to the dispatch of public business.

In answer to which a message was sent to the house of representatives informing that House that the senate had also convened, formed a quorum and were ready to proceed to the dispatch of public business.

Received also from the house of representatives, by the hand of Mr. Tipton their clerk, the following resolution, with which the senate concurred (to wit.)

Resolved, That a joint committee be appointed to wait on his excellency the governor and inform him that the two houses of the general assembly had convened respectively formed a quorum and are ready to receive any communication he may have to make, Mr. David, Edwards, Grundy and Mitchell, will act on part of the house of representatives.

Mr. Brown and Lowry were appointed on the part of the senate to act with the gentlemen appointed by the house of representatives.

The committee having performed the duty assigned them Mr. Lowry reported that his excellency would make a communication at the hours of 12 o'clock this day.

Received from his Excellency the Governor—by the hand of the Honorable Daniel Graham, Secretary of State, the following communication which was read, and ordered to be entered on the Journal :

*Gentlemen of the Senate, and
of the House of Representatives :*

The inconvenience which many of you must feel in

being called from your homes and your private avocations, at this particular period, adds to my regret, that extraordinary circumstances have induced me to require your coming together.

Before the adjournment of your last session, the exigencies of the country had assumed such a shape, as to justify the measures then taken, in modifying the laws existing for the enforcement of individual contracts; but, since that period the true situation of affairs in the connexion between the debtor and creditor part of our citizens has been more fully developed, and more generally understood. In a country abounding in all the means of acquiring and securing wealth and competence, and at a time when industry and economy are begining to mark the character of the people, more than at any other former day, we are called upon to witness scenes of general pressure unexampled in the history of our government.

This state of things has been the result of a variety of causes, some of which still continue to operate, and which it will be important to understand, others have now passed away, and left us to regret their effects and to profit, if possible, by the lessons they have taught.

The restoration of peace at the close of the late glorious and ever memorable war with Great Britain, found the American people confirmed in every political blessings, and confident in their capacity for achieving whatever might be conceived necessary to the attainment of national glory or operative in the schemes of private ambition or personal aggrandisement. This confidence carried itself into all the operations and arrangements of domestic and commercial life, and the citizens of Tennessee, who had sustained so conspicuous a part in perpetrating the blessings of that government, established by the energies and wisdom of their fathers, have not been exempt from these effects, and have indulged themselves in views of extravagance, encouraged by the existing state of feeling, and authorized by the circumstances by which they

were then surrounded. A profusion of paper answering all the purposes of a circulating medium was issued by the banks, and every article of property had assumed an ideal value, which admitted of no standard measure by which it could safely be compared ; the reward of labour was enhanced to an inordinate degree, and the facilities with which money could be obtained, led men of the most prudent habits of calculation to impose terms upon themselves with their own knowledge from past experience did not approve, and which, from the regular sources of ordinary industry they have been wholly unable to meet.

In justice to themselves and in the exercise of the plainest obligations of good faith, the banks of the country have been induced to diminish and restrain their issues far below the quantity which the habits of society had made necessary in the most limited transactions of life, whilst the foreign demand for our staple articles of domestic product has borne no reasonable proportion to the great excess to which we have gone in the use of foreign fabric. The effects of this unnatural disproportion have not been confined to any one state, or section of the country, but have in a very sensible degree been felt in the treasury department of the general government, where, from official information we learn, that a deficit of five millions of dollars exist at the present day. A temporary relief from the public inconvenience arising out of such a state of things has been sought in a recourse to loans, but in the present disordered state of our commercial connexions, and in the reasonable expectation of a still greater deficit at the end of the present year, we can confidently expect permanent relief from no other source than the patient energies of a virtuous people. A system of internal revenue may become necessary to the support of the general government, and under the operation of such a system, the present distresses of the debtor class, would be increased in a ratio proportioned to the sum drawn from the state.—

The patriotism of our citizens will always rise superior to the weight of public necessity, and with whatever feeling they may deplore the causes which led to national or individual embarrassment, they will nevertheless submit to any measures of redress which a just and humane policy may require.

In every connexion in which the situation of the country can be viewed, the distresses of the times are strongly marked with the character of permanence, and it behooves those who are called upon to devise measures of alleviation to seek for such as may be most likely to secure permanent relief. I would impress upon the Legislature the necessity of taking in, liberal and enlarged views of the peculiar situation of the citizens of Tennessee, and that they carefully mark, whether there is not much in the unfortunate condition of the debtor class of the community which admits of relief from the legislative interposition, under the most evident constitutional sanctions, and whether their misfortunes and present inability to fill their own engagements have not been so much the result of political relations foreign from the influence of their conduct that the legislative authorities of the country are bound to interfere between them and that destruction with which they are threatened.

Notwithstanding the conscientious claim which the unfortunate and distressed part of society now have to the care and protection of government, I am well aware, that there exists to some extent, a spirit of fixed opposition to every measure of alleviation upon the avowed supposition of a want of power in the Legislature to make any terms not incompatible with the constitution, and a seeming belief that there is not sufficient merit in the claim itself to justify a present exercise of that power, even admitting it to exist; but to you as the legitimate guardian of their lives, liberties and fortunes, the people look, and the prosperity and happiness of thousand are extensively involved in the course you may pursue.

The Legislature of an adjoining state has taken measures in extending the time heretofore necessary in the collection of debts, but to what extent and in what manner they have interfeared I am not fully advised, nor is it material to our purpose that the particular features of the case should be distinctly known, as the sole object of adverting to that fact, is to call your attention to the probable influence which it may have on the intercourse existing between the citizens of the different states, who from their contiguous residence, are much connected with each other. We learn from the ordinary sources of News Paper information that the Legislature of New-York, New Jersey, Pennsylvania and Maryland; have each interposed to modify the existing laws regulating the collection of debts; and if these ancient, wealthy, and populous States have been induced to make an interference in that way, I trust their example will not be thought unworthy *your* fullest consideration who represent a people, equally distinguished for their high regard for, and religious fulfilment of, all the obligations of society.

I submit to the wisdom of the Legislature, whether among the measures of general benefit to which your investigation will be called, it would not be of importance to consider to what extent a law might be applied which would contain provisions directing, that valuable property of the debtor under well digested limitations, and at a regulated discretion of the creditor, should be received in full satisfaction of the debt.

From my past experience in observing the operations of a similar course, adopted by the General Assembly of this state in the year 1809, and as well as from the best conclusions which my mind is capable of drawing by the appearance of things at this day, I am fully persuaded, that much good would result to the country generally, by extending the time in which payments can by the present laws be enforced, unless the creditor should by his own voluntary act, make terms of accommodation, and instead of cash payment,

take from the debtor such valuable estate either real or personal as it may be in his power to give, and at such abatement under its estimated value as you may direct. A regulation bottomed upon these principles is unusually termed a *property law*, and should be resorted to in cases of the highest emergency only. But as I conceive that a crisis has arrived when the public welfare requires an extraordinary effort of the promptness and decision, no public functionary should hold back, from proposing and supporting such measures, as in his opinion may lead in any degree to an advancement of the common good.

Under a full sense of this obligation, and after a dispassionate examination of every circumstance which I have been able to collect, I would suggest to your honorable body, that a property law might be so formed as to secure much benefit to the country. Let it provide that when property is levied on, for the purpose of compelling the payment of debts, the plaintiff and defendant shall have each the right of choosing one man of good fame, and competent knowledge in the worth of property and to them shall be given the power of selecting a third person to assist their judgment, should they not be able to agree in their estimate of the property levied on. Their valuation should be binding on the parties, but should not be predicated either upon the extravagant ideas which men entertained of the worth of property some three years ago, nor by the sum at which property generally would now sell if exposed to public auction. The property thus valued should be tendered to the Plaintiff by the Defendant in discharge of the debt, rating it at two thirds of whatever may be esteemed its intrinsic value, and the plaintiff should have it in his option to take the whole or a sufficient part thus rated, in satisfaction of his claim. Should he not think fit to receive the property, the defendant ought to be required to direct the levying officer to proceed to make sale at public auction, of so much as will be sufficient to raise the

sum necessary to cover the plaintiff's demand, provided it will sell for an amount in current bank notes, equal at least to two thirds of its rated value. If the plaintiff object against receiving the current bank notes, he must enter his protest to that effect previously to, or at the commencement of the sale, and in that event, the defendant, to avail himself of the privilege of prolonging the period of election should execute his bond with approved security, payable to the plaintiff, in the currency originally stipulated for, in two years, and to bear interest from the date. In cases where the property of the defendant thus offered, cannot on cash payment, be sold, for two thirds of its value, it should be sold on a credit extending to the end of the next stated session of the General Assembly, the proceeds to be payable in specie or in current bank notes at the will of the defendant.

A due share of attention must be employed in fixing upon the mode whereby the sufficiency of securities should be tested, and on the course to be pursued where reasonable objections may be shown to exist against the persons proposed by either party in the valuation of the property ; but after you have settled on the basis of a system the details necessary for carrying your views into operation will not present many important difficulties.

It is not to be expected, that legislative provisions can be made to reach every case of individual distress; many are beyond the influence of any general plan : their all has already been swept from them and in too many instances, the entire sacrifice of their estates has repaid but a small portion of its cost, and they are left incumbered with a debt so unequal to their strength, that they loose sight of its redemption, and sink under its pressure. Still there is much left to be done. The people should be made to see that those public agents in whom they have put their trust, have not abandoned them in their affliction : mens confidence in each others solvency will be restored ; the thirst for purcha-

sing at sheriff's sales will be allayed : treasures which are now hoarded up to be used in fattening on calamity will be drawn out, and again circulated in the ordinary channels of useful industry, when the schemes of grinding oppression are foiled.

'Tis true that the courts of the United States will be open, to enable foreign creditors to collect their dues in the time heretofore made necessary, but it is not to be presumed that resort will be had to these courts. A great proportion of the debts due in that way are owing by our merchants to the wholesale dealers in the eastern cities of the United States, and judging by the liberal course of conduct practised by those dealers, on former and similar occasions, we are not to expect that an unnatural conflict of legal remedy, will be attempted, knowing as they will, that the extension of time given to the customers of our own merchants must lead more certainly to the ultimate security of the foreign claims.

Although particular instances of individual loss and sacrifice may have been produced by the curtailing and restraining policy of the Banks, it is fairly to be inferred that they still have in circulation as much of their paper as their metallic capital can support. Foreign bank paper has been almost entirely withdrawn, and it is obviously true that the quantity of all kinds now in use is wholly insufficient to answer the most pressing demands. In the absence of a sufficient circulating medium, and at a time when the public credit of the state is supported, not only by the ordinary sources of revenue, but by the solid basis of large and valuable real estate, this common fund might by possibility be made to contribute largely to the convenience of the people without any diminution to the capital itself. Treasury certificates, circulated upon the faith of a public responsibility, and resting for their final redemption, on the sale of lands within the Hiwassee district, as well as upon the ordinary revenue of the State, would carry in themselves so sure a pledge of intrinsic value as

to command the confidence of public opinion.

These Treasury Notes could be put into circulation through the agency of a Loan Office fixed at the seat of government under the exclusive superintendence and control of the Legislature, who might establish as many subordinate branches of the matrice office, through the state as a due regard to the security of the institution and the equal accommodation of the people might require.

An amount equal to some three hundred thousand dollars issued in this way might bring the advantages of a property law effectually with the power of thousands of individuals who might without this auxiliary measure be beyond the influence of an indulgent policy. The object of Government in the use of such an institution would not be to make a direct profit on its capital, and therefore the rate of interest on making loans should be fixed from two and a half to five per cent per annum, or very little above what would be necessary to meet the incidental expense in the management of the institution itself. Upon being made receivable in payment for the purchase of land in the Hiwassee district and in other public dues, the indirect profit which would accrue to the state in the increased value of those lands arising alone from the circulation of that paper, would amply justify the experiment.

Whatever may be the course finally taken by you, on the subject of a property law, or the establishment of a loan office, it is most obviously apparent that the true policy of the state demands that the sale of a chief part of the Cherokee lands, should, for a while, be suspended. Had the present posture of affairs been anticipated by the legislature at their last session, it is evidently certain that a more auspicious time than the present would have been selected for bringing those lands into market. No one practical fact is more unquestionably established by the universal testimony of all society than that a present sale of our Cherokee

lands would be a probable waste of a liberal bounty.

You are perfectly aware of the truth, that at this time the valuable part of the land would be monopolized by the rich, who command the resources of the country, and at a price destructive of the very best interests of the state, whilst the utter inability of the great body of the people to adjust their existing contracts would force them to hold back from purchasing even at the minimum price limited by the government.

It is our wish, because it is political wisdom, that the soil cultivated, should be owned by men, who, though possessed of moderate capital, should be furnished with motives for national attachment. Let us not then, take advantage of the situation of these men, whilst their whole energies are employed in the adjustment of their shattered affairs, and shut them out from an equal participation in our common benefits. 'Tis time to check the baleful influence of a system founded on the necessities of a dependant tenantry, and however small each man's share to the patrimony may be, let our own citizens command the common destinies of the soil they tread. If this last prospect of a common heritage be squandered in careless profusion, whence are we to gether the means of commencing or perfecting schemes of national prosperity and wealth? Whence the endowments of colleges for the education of our youth, or the means of promoting measures of internal improvement? At your late session it was contemplated to make an immediate application of five hundred thousand dollars towards the improvement of our rivers and navigable streams: Even a less sum than that, if judiciously expended would produce incalculable facilities in promoting the easy and safe exportation of our surplus products, but whence can the smallest available fund be drawn except from the sale of these lands? Had the proposed measure of the last session been adopted, the funds necessary to its support were expected from the first payment on the Cherokee land sales, and altho' no doubt was then held by

any one as to the sufficient amount of receipt from that item, yet our true situation is now seen, forces the conviction that a pledge from the treasury upon such contingency, and to that amount, could not be redeemed.

Those lands have been acquired and placed at the disposal of the state, by the united and untiring exertions of some of our public servants, as well in the congress of the United States as in the different departments of our government, and the part which I have taken in the transaction myself, have been induced by views referring solely to object of a general nature. Private individuals seek the means of securing their own private gain. It is their duty to do so, but public prosperity should not be sacrificed to the gratification of a few. From the earliest part of my political labours up the present period, it has been an object near my heart to secure to the state a lasting fund from the residue of its vacant lands. The attainment of this object is now fully in view, and its perfect success is identified with the highest elevation of my political hopes.

The commissioners appointed under the provisions of an act of the last legislature on the subject of adjusting the boundary line between this state and the state of Kentucky, have agreed upon an arrangement with the agents appointed on the part of that state, and their proceedings have been approved by the general assembly of Kentucky, and sanctioned by a resolution of the congress of the United States. A report made by our commissioners, accompanied by a printed copy of the arrangement concluded on, has been received, and shall in due time be laid before you, to the end that you may be enabled to the earliest opportunity of acting on its ratification, which on our part alone, is now wanting to give it a complete and binding effect upon all the parties concerned.

The contested principle has been long canvassed and unprofitably discussed; a spirit of acrimony had

at some periods been unfortunately indulged, and an extended investigation of the controverted points seemed but illy calculated to lead to conviction: each party remained tenacious of its position, & a state of things was apprehended, altogether incompatible with that feeling which ought to be supported and encouraged between the citizens of adjoining and sister states. The causes of dissatisfaction and recrimination, it is hoped, have now been removed, perfect harmony is happily restored, and all former bickerings are merged in the mutual interchange of good offices and good will.

It will perhaps be found upon sufficient examination, that Grants have emanated under the authority of North Carolina or of Tennessee, for lands lying North of Walkers line, between Cumberland mountain and the Tennessee river, and also that there are grants from North Carolina for lands lying North of Alexanders line as established, between the Tennessee and Mississippi. The case of these grantees will present itself before you, as deserving your interposition and relief, and they should be permitted to surrender their grants, wherever founded upon valid warrants, and obtain certificates for the quantity called for in the grants, provided the claimants may choose to avail themselves of that measure of remuneration.

If in bringing the situation of the people before you, and respectfully submitting to your wisdom my views of the measures intended for their protection or relief, it has been made necessary for me to speak of their calamities, distresses, and embarrassments, these terms are to be understood as limited solely to our connexions with each other in the obligations of society, growing out of the operations of commercial traffick. The present prospect of affairs gives promise of a more abundant crop, and greater plenty of the comforts and necessities of life than has been ever known or experienced. In the continued dispensations of general good health, in the growing strength of moral probity, and

In the holy religion of our faith, the finger of a benignant God is manifested to the hearts of a grateful people.

JOS. McMINN,

Executive Office, Murfrees-
borough, 26th June, 1820.

On motion,

Resolved, That the rules of decorum adopted for the government of the senate at the last session of this general assembly, be adopted and stand as the rules of decorum for the government of the Senate during the present session.

Mr. Huntsman submitted the following resolutions which were adopted.

Resolved, That a joint committee be appointed to take into consideration so much of the Governor's message, as relates to the subject of the late adjustment of boundary between this state and the state of Kentucky.

Messrs. Huntsman, Brewer, Williams and Seawell were appointed on the part of the senate.

Resolved, That a joint committee be appointed to take into consideration so much of the Governor's message, as relates to the establishment of a Loan Office. Messrs. Blair, Douglass, Lowry and Gass, were appointed on the part of the senate.

Mr. Brown submitted the following resolution which was adopted.

Resolved, That a joint committee of four be appointed to take into consideration so much of the Governor's message, as relates to the sale of the Cherokee lands. Messrs. Brown, Bunch, Reynolds and Standifer were appointed on the part of the senate.

Mr. Speaker Weakly submitted the following resolution which was adopted.

Resolved, That a joint committee be appointed to take into consideration so much of the governor's message as relates to the expediency of a *stop law* or a *property law*, Messrs. Miller, Moore, Parrish and Harris, were appointed on the part of the senate.

On motion of Mr. Huntsman,
Ordered, That five hundred copies of the said communication be printed for the use of the members of this house.

The senate adjourned to to-morrow morning 9 o'clock.

Tuesday, 27 June 1820.

Received from his excellency the governor by the hand of the honorable D. Graham Secretary of state, the following communication which was read, and

Ordered, To be entered on the journal.

*Gentlemen of the Senate, and
 of the House of Representatives :*

In conformity with the promise made in my communication of the 26th inst. I herewith transmit the report made by the commissioners appointed to adjust the boundary line between this state and the state of Kentucky, together with the several documents accompanying the report.

JOS. M' MINN.

Executive Office, June 27, 1820.

On motion of Mr. Williams,

Ordered, That the said communication and accompanying documents lie on the table until to-morrow.

Received from the house of representatives by the hand of Mr. Tipton their clerk the following resolutions with which the senate non-concurred, and assigned as a reason for so doing, that the senate had on yesterday adopted sundry resolutions embracing the same objects, which were sent to the house of representatives, and that the senate were not yet advised by that house what disposition had been made of them, to wit :

The house of representatives have adopted the following resolutions and ask your concurrence therein.

1. *Resolved*, That so much of the Governor's mes-

message as relates to the embarrassed condition, and preliminary distresses of the citizens of the state, and proposing remedies therefor, be referred to a joint select committee.

2. *Resolved*, That so much of the Governor's message as relates to the public lands lying within the Hiwassee district, be referred to a joint select committee.

3. *Resolved*, That so much of the Governor's message as relates to the late adjustment of boundary with the state of Kentucky, and providing for the proprietors of lands, lying within that state, titles to which were derived from North Carolina, be referred to a joint select committee.

On the first of said resolutions Messrs. David, Edwards, Mitchell, Grundy, Anderson, Miller, Blake and Massengill, are appointed a committee on the part of this house.

On the second resolution Messrs. Williams (of Davidson) Prewett, Tipton, Mitchell, Cheatham, Lawson, Bradford and Martin, are appointed a committee on the part of this house.

On the third resolution Messrs. Cross, Locke, Kindall, Hughes, Hill, David, Anderson and Bridgman, are appointed a committee on the part of this house.

On motion the senate adopted the following resolution, with which the house of representatives concurred

Resolved, That the standing committees of the last session, be the standing committees of the present session, and where the place of any member, may be superceded by a new member in such case the new member will be considered as taking the place of him so superceded.

Received from the house of representatives by the hand of Mr. Tipton their clerk the following message,

Mr. Speaker and gentlemen of the senate,

The house of representatives non-concur with your several resolutions of the 26 and 27 inst. proposing

certain references of the governor's message and insist on their resolutions of to day proposing certain references of said message and respectfully solicit the concurrence of your honorable body.

Whereupon the senate rescinded the resolutions by them adopted making a reference of the governor's communication, reconsidered the resolutions of the house of representatives on that subject and concurred in the same.

Ordered, That the clerk do by message acquaint the house of representatives therewith.

Received from the house of representatives by the hand of Mr. Tipton their clerk, the following propositions and resolutions with which the senate concurred.

Whereas it is represented to this general assembly that a grant of No. 2 founded on a warrant of No. 1678 issued by John Armstrong entry taken which with the accompanying documents, the property of col. Robert Burton were preferred to the legislature with a bill for the relief of said Burton at the last session, which grant, warrant and documents, are now filed in the secretary's office and that the secretary does not feel himself authorized to let said documents go out of the office without an order from the legislature: Therefore.

Resolved, That the secretary of state be, and he hereby is directed to deliver said grant, warrant and documents to the said Robert Burton, or his authorised agent, to the end that the same may be laid before the board of commissioners for West Tennessee.

Resolved, By the general assembly of the state of Tennessee, that the board of commissioners for the adjudication of North Carolina land claims, be and they are hereby directed to report to this general assembly the amount of duplicate warrants issued by them, the amount of claims filed and not acted on, together with all such matters and things touching the business of said commissioners as in their opinion may require legislative interposition.

Mr. Sewell, submitted the following resolution, which was adopted,

Resolved, That the secretary of state be required to furnish six copies of the journals of the senate and six copies of the acts of the last general assembly for the use of the senate at their present session.

Mr. Gass submitted the following resolution which was adopted.

Resolved, That the secretary of state be requested to furnish the senate with one copy of the laws of North Carolina if in his possession respecting treasury notes and also, one copy of the laws of South Carolina on the same subject.

Mr. Speaker Weakley, presented the petition of John Davis a citizen of Davidson county, praying that a land warrant of two hundred and fifty acres may be issued to him by the commissioners of adjudication in lieu of a warrant originally issued to John King, one of the soldiers in the commissioners guard in running the military boundary line, which warrant is owned by the said Davis by regular transfer from the said King, but has been by casualty lost,

Which was read and referred to the committee on land claims.

Mr. Miller, presented a petition of sundry citizens of Hawkins county, praying the legislature to pass no law suspending the collection of debts or in any manner impairing the obligation of contracts.

Which was read and referred to the select committee appointed to take into consideration the embarrassed condition and pecuniary distresses of the country.

Received from the house of representatives the petition and remonstrance of sundry citizens of Davidson county, praying that the legislature would curtail the salaries and fees of the different officers of this state and remonstrating against the conduct adopted and pursued by the different banks in this state, and praying that the individual property of the stockholders may be made liable for the redemption of their notes.

And also a petition from divers citizens of Jackson county, praying the legislature to pass no law suspending or delaying the collection of debts, but in the event that such a law should pass, praying that the plaintiff may be entitled to have and receive twelve per cent per annum during the time of such suspension or delay.

Which petitions were both read and referred to the select committee appointed to take into consideration the embarrassed condition and pecuniary distress of the country.

Mr. Huntsman introduced a bill for regulating the time of holding the courts therein mentioned, also.

A bill to preserve the trial by jury inviolate.

Mr. Williams, a bill to make good and legal certain land claims or land warrants.

Mr. Huntsman, a bill authorizing Thomas Hill of Overton county to open a turnpike road,

Which bills were severally put on their first reading in the senate, passed, and

Ordered, To be sent to the house of representatives.

Received from the house of representatives by two of their members,

A bill concerning warrants, surveys and grants, which was read the first time and passed.

Mr. Speaker appointed as a committee on the part of the senate, to act with the gentlemen appointed by the house of representatives, to take into consideration so much of the Governor's message, as is referred to in their first resolution,

Messrs. Blair, Douglass, Lowry and Gass.

As a committee on so much of the Governor's message as is referred to in their second resolution,

Messrs. Brown, Bunch, Reynolds and Stadifer.

And as a committee on so much of the Governor's message as is referred to in their third resolution,

Messrs. Huntsman, Brewer, Williams and Seawell.

The senate adjourned to to-morrow morning 9 o'clock.

(22)
WEDNESDAY, June 28, 1870.

On motion the documents accompanying the Governor's communication, of yesterday, relating to the late adjustment of boundary with the state of Kentucky, were taken up and referred to the joint select committee, appointed to take under consideration so much of the said communication as relates to that subject.

Mr. Blair from the joint select committee appointed to take under consideration the distresses of the times, made the following report with which the senate concurred.

The joint committee to whom was referred so much of the governor's message as relates to the embarrassed condition and pecuniary distresses of the citizens of the state, and proposing a remedy therefor—have had the same under consideration, and beg leave to report, that they have, in part, discharged the duties assigned them in adopting the following resolutions :

1. *Resolved*, That it is at present inexpedient to pass law or laws, to prevent or postpone the collection of debts.

2. *Resolved*, That a law preventing the sale of debtors property, unless it shall sell for a certain proportion of its valuation, would at this time be inexpedient and impolitic, and therefore ought not to be passed, all which is respectfully submitted.

JOHN BLAIR, Chairman,
of the committee.

Received from his excellency the governor by the hand of the honorable secretary of state, the following communication,

Which was read and ordered to be entered on the Journal.

*Gentlemen of the Senate, and
of the House of Representatives.*

Herewith will be laid before you an authenticated copy of a law passed on the 17th Dec. last, by the Legisla-

ture of North Carolina, containing provisions for ascertaining the true boundary line between that state and the state of Tennessee, conformably to the stipulations; by which the state of North Carolina had ceded her western lands to the United States.

It is proposed by North Carolina that the respective states should be mutually represented in running the line, and as no authority existed in this department to meet their proposition, I have much satisfaction in availing myself of your presence, to lay the subject before you, and to ask you to meet in the spirit of accommodation, this friendly advance made by our mother state.

I have with care and attention examined your joint resolution of last session, vesting in this department the power of appointing one or more fit persons to examine and explore the navigable rivers of the state, for the purpose of reporting to the next general assembly on the obstructions which exist, and the probable expense which would be necessary in removing the same. No appointment has yet been made, of any person to act in that capacity, and I respectfully submit whether from the high interest to the future prosperity of the state, involved in the measure, it would not be advisable for the Legislature to retain to themselves the power of appointing their own agents in this examination, as they are enabled more safely to judge of the qualifications requisite in the persons to be employed.

The time is not far distant when the work of improvement in the navigation of our rivers must be commenced ; I look to it as a work of the very first necessity, but before we can proceed to making appropriations of any specific sum, it will be necessary to obtain the information intended by your resolution of the last session.

Temporary appointments have been made in filling such vacancies as have occurred since your adjournment, and George L. Miles has been appointed Notary Public for Rutherford county in the place of Alfred Moore resigned; David Irvine has been appointed Notary public in Davidson county in the place of Washington Perkins deceased; and Thomas Rockhold has been appointed commissioner to superintend the opening of the rivers Tennessee and Holston in the place of Lawrence Snapp, jr. deceased. These commissions will of course extend only to the end of your present session.

JOS. M'MINN.

Executive Office, 28 June, 1820.

Ordered, That the documents accompanying the said communication be referred the joint select committee on the Kentucky boundary line.

With which reference the house of representatives non-concurred.

Mr. Parrish presented the petition of Samuel E. Wittick of Williamson county, representing that he labored under bodily infirmity, and praying the passage of a law authorizing him to hawk and peddle without paying the tax imposed by law on hawkers and pedlars generally.

Mr. Speaker Weakley, a petition of John A. Gilbert, praying the passage of a law permitting him to exhibit wax-figures free from tax, owing to his bad state of health and his inability to procure a livelihood in any other way.

Mr. Reynolds, a petition of the executors of John Joseph Long of Maury county, praying that a law may be passed authorizing them to dispose of certain real estate belonging to the widow and heirs of the deceased for the purpose of enabling them his executors to pay the debts due and owing by the testator at the time of his death, also

The petition of the executors of William Frierson of Maury county, praying the legislature to pass a

law authorizing them to dispose of a part of the real estate of the deceased for the purpose of discharging the debts due and owing by the estate, amounting as they believe to between ten and eleven thousand dollars.

Mr. Harris, the petition of sundry citizens of Warren county, praying that the law giving to justices of the peace certain fees on judgements and executions, may be repealed, also

The petition of sundry citizens of Warren county, praying that the law passed in the year 1817 allowing the jurors of Warren county a certain compensation per day be repealed.

Mr. Gass, a petition of George Gordon of Greene county, praying that a law may be passed, permitting him to build a dam across the main sluice of Nolichucky river near his paper mill on an island in said river, for the purpose of erecting a forge, and also to build a bridge across the river at said island and receive toll from passengers.

Which petitions were severally read and referred to the committee of propositions and grievances.

Received from the house of representatives—

The petition of Joseph Branch, praying that a law may be passed, authorising and requiring the commissioners of the land office for West Tennessee to issue to the said Joseph Branch two certificates or duplicate warrants for 5000 acres each, in lieu of two 5000 acre tracts granted by the state of North Carolina, be one to William Branch and the other to John Branch, the locality of which cannot be identified.

Which was read and referred to the committee on land claims.

A bill to preserve the trial by jury inviolate, and
A bill to make good and legal certain land claims or land warrants,

Were both read the second time and passed.

A bill authorizing Thomas Hill of Overton county to open a turnpike road, was taken up, and amended by striking out *Thomas Hill* and inserting *Madison M'Claurint* the bill as amended was then put on its second reading and passed.

Received from the house of representatives by two of their members.

A bill to incorporate the chairman, trustees and company of the Shelbyville Female academy.

A bill to divorce Elenor Guthrey from her husband William Guthrey, and

A bill to authorize John Cathey to build a mill on Duck river.

A bill to provide for the payment of certain costs therein mentioned.

A bill to provide for the registration of certain deeds and mesne conveyances.

A bill supplemental to an act passed at Knoxville 19th Nov. 1817 entitled an act to authorise Samuel Terry, Peter Hoodenpile and William Rainy to open and establish a turnpike road.

Which bills were severally read the first time and passed.

Mr. Huntsman introduced a bill to reduce the officers fees therein named,

Mr. Seawell, a bill to repeal part of the 7th section of an act supplemental to an act to condense and bring into one view the revenue laws of this state and amend the same passed at Nashville on the day of 1818.

Mr. Williams, a bill to amend and explain the fourth section of an act, passed at Murfreesborough on the 24th of Nov 1819 to prevent obstructions in the navigable rivers in this state.

Mr. Miller, a bill supplementary to an act passed on the 3d day of November 1803 laying a county tax on stores hawkers and pedlars.

Mr. Blair, bill to repeal part of the eleventh section of the act therein named,

Which bills were severally put on their first reading and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives by two of their members,

A bill to authorise the clerk of White county to build a clerks office on some part of the public square in the town of Sparta.

Which was read the first time and passed.

The senate adjourned to to-morrow morning 9 o'clock.

THURSDAY, June 29, 1820.

Received from the house of representatives the following message.

The house of representatives have added Messrs. Young, Tipton, Clack and Martin to the committee on that part of the governor's message which relates to the embarrassed condition and pecuniary distresses of the people, and proposing remedies therefor.

Ordered, That Messrs. Edmiston and Seawell be added to the said committee on the part of the senate.

Mr. Reynolds submitted the following resolution which was adopted.

Resolved, That a joint committee of both houses be appointed to take into consideration that part of the governor's message of the 28th inst. which relates to navigation, with leave to report by bill or otherwise.

Ordered, That Messrs. Reynolds, Miller, Atkinson and Wallace be appointed a committee on the part of the senate.

With which resolution the house of representatives concurred, and appointed as a committee on their part Messrs. Dulaney, Young, Massengill, Hughes, Gray, Jetton, Milier and Blake.

Mr. Blair, presented the petition of Spencer E. Gibson, praying that a law may be passed authorising him to build a dam across Nolichucky river for the purpose of erecting Iron works,

Also a counter petition of sundry citizens, praying that no law may be passed authorising Spencer E. Gibson to build said dam across Nolichucky river, also

A petition of Jacob Brown of Washington county, praying the passage of a law authorising and empowering him to remove the obstructions out of the mouth of Cherokee creek, in order to facilitate the exportation of flour and other articles of produce from his mills on said creek some distance above its mouth.

Also a petition of capt. Haney's company, praying that they may be exempted from paying toll on Spencer E. Gibson's turnpike road and that a law may be passed compelling them to work a certain number of days in each year in clearing out and keeping the said road in repair, also

A petition of sundry citizens of the counties of Washington, Greene, Sullivan and Hawkins, praying that a new county composed of the territory taken from each of the said counties may be laid off,

Which petitions were severally read and referred to the committee of propositions and grievances.

Mr. Blair also presented the memorial of Isaac Hammar, protesting against slavery in any government, but particularly in the United States and more especially in the state of Tennessee and calling upon the legislature of Tennessee to interpose and ameliorate the condition of those unfortunate people and if practicable to devise ways and means for their gradual and final emancipation.

Ordered, That the said memorial be sent to the house of representatives.

A bill to repeal the 7th section of an act supplemental to an act, entitled "an act to condense and bring into view the revenue laws of this state and to amend the

same, passed at Nashville on the day of 1813,
was read the second time and passed.

Received from the house of representatives by Mr. Tipton their clerk, a message informing the senate that the house of representatives had referred the documents accompanying the governor's message, of the 28th inst. to a joint select committee consisting on their part of Messrs. Tipton, Allen, Lawson Balch, M'Alister and Carriger.

With which reference the senate concurred.

Ordered, That Mr. Lowry, Brown and Blair, be the committee on the part of the senate.

Ordered, That Mr. Gass have leave to withdraw for amendment, a bill to reduce the officers fees therein named.

Ordered, That Mr. Standifer have leave to withdraw for amendment, a bill to make good and legal certain land claims or land warrants.

Mr. Lowry, introduced a bill to authorize David Hogg to make distribution of the estate of Sally Baker deceased.

Mr. Huntsman, a bill regulating the appointment of constables.

Mr. Scawell, a bill to divorce John W. Nichol from his wife Nancy Nichol.

Mr. Blair a bill to provide for the payment of the persons therein named.

Mr. Miller, a bill to authorize the building of a clerk's office on some part of the public square in the town of Rogersville.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives by two of their members.

A bill to prevent a sacrifice of real estate and for other purposes.

A bill for the relief of Willie Griffin.

A bill for the relief of Jonas Bedford.

A bill to establish the town of Alexandria.

A bill to reduce the tax on merchants.

A bill to repeal an act passed at Murfreesborough on the 21st day of Nov. 1819 authorising Dennis Condry and William Hill to open a Turnpike road, and

A bill to authorize the commissioners appointed by the county court of Carter county, at their May session, 1820; to superintend the building a court house on the public square in the town of Elizabethton to sell the old court house therein.

Which bills were severally read the first time and passed.

A bill to amend and explain the fourth section of an act passed at Murfreesborough on the 24th day of Nov. 1819 to prevent obstructions in the navigable rivers in this state, was taken up, on its second reading, when it appeared that the title to the said bill had been stricken out in the house of representatives, and the following title prefixed to the bill in lieu thereof viz: a bill to authorize Alfred M. Carter and James P. Taylor of Carter county, and Adam Boyd of Sullivan county to keep up their mill dams on Watauga and Holston rivers.

The bill as amended was then put on its second reading and passed.

The senate adjourned to to-morrow morning 9 o'clock.

FRIDAY, June 30, 1820.

Received from the house of representatives by their clerk,

A petition of Samuel Shaw a blind man of the county of Blount, praying that a he may have leave by authority of law to trade in merchandize without paying any tax whatever.

A petition of sundry citizens of capt. Holliday's company in the county of Smith, praying that no law may be passed suspending the collection of debts or in anywise impairing the obligation of contracts, also.

A petition of capt. John E. Baker's company to the same effect.

Which petitions were severally referred to the committee of propositions and grievances, also

A petition of sundry citizens of Warren county, praying that a loan office may be established.

Which was referred to the committee on that part of the governor's message which relates to the embarrassed condition and pecuniary distresses of the people.

A bill to provide payment for the persons therein named.

Was read the second time, amended and passed.

A bill to authorize David Hogg to make distribution of the estate of Sally Baker, deceased.

A bill supplementary to an act passed on the 3d day of November 1803 laying a county tax on stores, hawkers and pedlars.

A bill to incorporate the chairman, trustees and company of the Shelbyville Female Academy.

A bill to authorize John Cathey to build a mill on Duck river.

A bill to authorize the clerk of the circuit court of White county to build a clerk's office on part of the public square in the town of Sparta.

A bill to divorce John W. Nichol from his wife Nancy Nichol.

A bill for the relief of Willie Griffin.

A bill to establish the town of Alexandria.

A bill for the relief of Jonas Bedford.

A bill to authorize the building of a clerk's office on some part of the public square in the town of Rogersville.

A bill to authorize the commissioners appointed by the county court of Carter county at their May session 1820 to superintend the building of a court house on the public square in the town of Elizabethton and to sell the old court house therein.

Which bills were severally read the second time and passed.

Mr. Speaker Weakley introduced a bill to authorize and empower Jacob M'Gavock clerk of the circuit court of Davidson county to make an alphabet to the military land books deposited in his office by authority of law.

Mr. Blair a bill to extend the sessions of the county of Greene.

Mr. Seawell a bill to authorize John Hackworth of Wilson county to hawk and peddle without licence.

Mr. Bunch, a bill for the relief of Charles M'Anally sheriff and collector of Grainger county.

Mr. Brown a bill to fix the times of holding the several courts therein named.

Mr. Moore a bill authorizing a separate election in the county of Jefferson.

Mr. Seawell a bill to enlarge the town of Statesville and for other purposes.

Mr. Douglass a bill to divorce Polly Perry and Winnifred Pitt from their husbands Edwin Perry and Davis Pitt.

Mr. Huntsman a bill authorizing the county court of Overton county to employ some suitable person to transcribe and make a suitable index to the records of Overton county court.

Mr. Lowry a bill for the benefit of Sevier county.

Mr. Reynolds a bill to amend an act entitled an act more effectually to suppress the vice of gaming, passed the 10th Nov. 1817.

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives by two of their members.

A bill for the relief of Miller Francis.

A bill to restrain and punish the crime of bigamy.

A bill directing the duty of attorney general in certain cases.

A bill to authorize the sheriff of Hickman county to advertise lands in some newspaper printed in Nashville.

A bill to prolong the time of holding the county courts of Rutherford county.

A bill for the benefit of Warner L. Braim.

A bill vesting the county courts of pleas and Quarter sessions with discretionary power to bind out certain children therein described.

A bill to lay off and establish a separate election in the county of White.

A bill to incorporate the inhabitants of Gainborough in the county of Jackson.

A bill to divorce John H. Hamilton of Jackson county, from his wife Sarah Hamilton.

A bill for the relief of the securities of Barkley M'Ghee.

Which bills were severally read the first time and passed.

Received from the house of representatives by Mr. Tipton their clerk the following preamble and resolution.

The house of representatives have adopted the following preamble and resolution and ask your concurrence.

Whereas it would add much to the benefit and convenience of the good people of this state to have a regular inspection of flour on the Tennessee river without the chartered limits of this state and whereas the point at which such inspection should be placed to promote more rapidly to commercial enterprise and industry of the people aforesaid lies within the limits of the state of Alabama : Therefore,

Resolved, by the general assembly of the state of Tennessee, That the governor be and he is hereby requested to make known to the Executive of the state of Alabama, with a request that he should lay the same before the legislature of said state, at their ensuing session the deep interest the legislature of this state feels for the establishment of a flour inspection on the Tennessee, within the limits of the state of Alabama, and that it is the wish of the general assembly of Ten-

nessee that the point selected by the Legislature of Alabama may be the place commonly known by the name of Gunter's landing.

On motion of Mr. Williams,

Ordered, That the said preamble and resolution lie on the table indefinitely.

A bill to authorise Alfred M. Carter and James P. Taylor, of Carter county, and Adam Boyd of Sullivan county, to keep up their mill dams on Watuga and Holston rivers, was read the third time and passed.

A bill to make good and legal certain land claims or land warrants, was read the third time amended and passed.

A bill to divorce Eleanor Guthery, from her husband William Guthery, was read the second time amended and passed.

A bill to repeal an act passed at Murfreesborough on the 21st day of November, 1819, authorising Dennis Condry and William Hill, to open a turnpike road was read the second time and passed.

A bill regulating the appointment of constables, was taken up,

Mr. Huntsman, offered an amendment to the said bill, which was received.

Ordered, That Mr. Reynolds have leave to withdraw the said bill for amendment.

Ordered, That Mr. Lowry have leave to withdraw for amendment.

A bill to reduce the officers fees therein mentioned.

A bill to provide for the payment of certain costs therein mentioned—was taken up, on its second reading in the senate, and upon the question shall this bill pass its second reading, the ayes and noes being required, it was determined in the affirmative.

*In the affirmative,**In the negative.*

Mr. Speaker
 Atkinson
 Brewer
 Bunch
 Douglass
 Harris
 Huntsman
 Lowry
 Moore
 Parrish
 Reynolds
 Seawell
 Standifer
 Wallace—14.

Mr. Blair
 Brown
 Edmiston
 Gass
 Miller
 Williams—6.

And so the said bill passed.

Mr. Huntsman, introduced

A bill the more effectually to provide for the informal and imperfect probate and registration of deeds also,

A bill authorising the surveyors of land south and west of the congressional reservation line, to lay down certain fractions on the general plan therein named.

Mr. Blair,

A bill for the relief of executors and administrators.

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

The senate adjourned to to-morrow morning 9 o'clock.

SATURDAY, July 4th, 1830.

On motion,

Mr. Brewer obtained leave of absence for this day.

Mr. Huntsman from the joint select committee on the Kentucky line, made the following report,

With which the senate concurred.

The committee to whom was referred so much of the governor's message, as relates to the late adjustment of the boundary line between this state and the state of Kentucky, have had the same under consideration, and after a careful examination of the documents relating to that subject, beg leave to report that from the great importance of the subject to this state, the length of time, that the unhappy difference has existed, the many fruitless attempts heretofore made to effect an amicable adjustment of the same, and the great difficulty presented to the citizens of both states in the vicinity of the line, in the vesting of their interest permanently and safely has had its proper influence on deliberations—on the one hand, while we have not been inattentive to the honor, dignity, and interest of the state—on the other, after taking the most comprehensive view of the subject your committee was capable of doing, they are of opinion that the late settlement of the boundary by our commissioners with the state of Kentucky, was as good as could have been obtained, or reasonably expected under all the circumstances, attending it; they think it a cause of congratulation, that a difference so long subsisting between sister states, possessing the same habits and customs, so nearly allied in local situation and interest, is at length happily terminated without sacrificing any of the interest of this state, as compromising the honor and dignity of either. They therefore recommend the following resolution,

Resolved, That the late adjustment of the boundary line by our commissioners, with the state of Kentucky, is hereby approved.

ADAM HUNTSMAN.

Chairman.

On motion,

Ordered, That Mr. Speaker Weakley have leave of absence until Monday next, also

On motion,

Ordered, That Mr. Brewer have leave of absence

until Monday evening next.

Received from the house of representatives the following resolution, with which the senate concurred,

Resolved, That a joint select committee be appointed to confer with col. William Martin one of the commissioners for the adjudication of North Carolina land claims now at the seat of government, on subjects touching the business of the board of commissioners and that said committee consist of two members on the part of this house, Messrs. Grundy and David will act with the gentlemen by you appointed.

Ordered, That Mr. Huntsman be appointed on the said committee on the part of the senate.

Mr. Parrish submitted the following resolution, which was adopted:

Resolved, By the General Assembly of the state of Tennessee, That Ewing Cameron, be, and he is hereby appointed Notary Public, in and for the county of Williamson, with which resolution the house of representatives concurred.

Received from the house of representatives,

A report of the commissioners of adjudication of North-Carolina land claims, in pursuance of a resolution of the general assembly of the state of Tennessee, of the 27th instant, which was read and referred to the select committee, appointed this day, to confer with Col. William Martin, and of the said commissioners.

Ordered, That Mr. Parrish have leave to withdraw, for amendment, a bill to fix the time of holding the several courts therein named.

Received from the house of representatives, by their clerk,

A message proposing to add sundry amendments to "a bill to make good and legal certain land claims or land warrants," the bill being on its third and last reading in both houses—to which proposed amendments the senate agreed—and sent Messrs. Williams and Standifer to see the amendment made.

Received from the house of representatives, by their clerk,

A petition of sundry citizens of Grainger county praying that a law laying a tax on pedlars may be repealed, which was read and referred to the committee of propositions and grievances.

Mr. Miller presented a petition of sundry citizens of Hawkins county, praying that the militia laws of this state may be more energetic—which was read and made the following resolutions adopted thereon:

Resolved, That a joint select committee be appointed whom the said petitions may be referred.

Ordered, That Messrs. Reynolds and Parrish be appointed, on the part of the senate.

Received from the house of representatives, by their clerk, the following report:

The committee who were appointed to confer with Col. William Martin, one of the commissioners for the adjudication of North Carolina land claims, have had the conference, directed and are of opinion that a joint committee ought to be appointed to examine the commissioner's office, they therefore recommend, the adoption of the following resolution, (to wit.)

Resolved, That a joint committee be appointed, consisting of two members on part of the senate, and four members on part of the house of representatives, with authority to call on said commissioners and their clerk or any of them, and cause them to attend at the seat of government, and to bring with them such books and papers as may be deemed material and necessary, and make report to the present general assembly.

Ordered, That the senate concur in the adoption of said resolution, and that Mr. Williams and Mr. Huntsman be appointed on the said committee on the part of the senate.

Mr. Speaker Weakley introduced a bill to authorise copies from certain books to be read in evidence.

Mr. Gass a bill for the relief of Esther Hawkins.

Mr. Hantsman a bill for the relief of those who may have claims lying north of the Kentucky line.

Mr. Blair a bill to provide for holding the elections therein named.

Mr. Wallace a bill to divorce Elizabeth English from her husband William English and Elizabeth Handy from her husband Isham Handy.

Mr. Moore a bill to appoint additional trustees in the county of Jefferson.

Mr. Parrish a bill to extend the provisions of the several laws now in force for the partition of real estates amongst joint tenants, copartners and tenants in common and others.

Which bills were severally put on their first reading and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives by two of their members.—

A bill for ascertaining the damages on inland bills of exchange and for other purposes.

A bill for the benefit of Jesse Jones and William Harrison Jones.

A bill to incorporate the inhabitants of the town of Kingston, in the county of Roane.

Which bills were severally read the first time and passed.

A bill to authorise and empower Jacob M'Gavock, clerk of the circuit court of Davidson county to make an alphabet to the military land books, deposited in his office by authority of law.

A bill to extend the session of the county court of Greene.

A bill to divorce Polly Perry and Winnifred Pitt, from their husbands Edward Perry and David Pitt.

A bill for the benefit of the county of Sevier.

A bill authorising the surveyors of land south and west of the congressional reservation line, to lay down certain fractions on the general plan therein named.

A bill to authorise the Sheriff of Hickman county, to advertise lands in some news paper printed in Nashville.

Which bills were severally read the second time and passed.

A bill to amend an act entitled "an act the more effectually to suppress the vice of gaming, passed the 10th of November, 1817" was read the second time and upon the question shall this bill pass its second reading the ayes and noes being called for, it was determined in the affirmative.

In the affirmative.

Mr. Speaker
Blair
Brown
Bunch
Douglass
Edmiston
Harris
Huntsman
Lowry
Moore
Parrish
Reynolds—12.

In the negative.

Mr. Atkinson
Gass
Miller
Seawell
Standifer
Wallace
Williams—7.

And so the said bill passed.

A bill to authorise David Hogg to make distribution of the estate of Sally Baker deceased.

A bill supplemental to an act passed on the 3d day of November 1803, laying a county tax on stores, hawkers and pedlars.

Which bills were both read the third time and passed.

A bill to incorporate the chairman, trustees and company of the Shelbyville Female Academy.

A bill to authorise the clerk of the circuit court of White county, to build a clerks office on part of the public square in the town of Sparta.

A bill to authorise John Cathey to build a mill on Duck river, and

Which bills were severally read the third time and last time in both houses passed, and

Ordered, To be engrosed.

Ordered, That mr. Huntsman have leave to withdraw for amendment,

A bill authorising Madison M'Clure to open a turnpike road.

On motion,

Ordered, That mr. Huntsman and mr. Harris, have leave of absence until monday evening next.

The senate adjourned to Wednesday morning the 5th inst. 9 o'clock.

WEDNESDAY July 5, 1820.

Received from the house of representatives by their clerk.

A petition of many citizens living in the Hiwassee district, praying a right of preference in purchasing their improvements, or that a law may be passed giving them pay for their improvements.

A petition of sundry citizens of Anderson and Morgan counties, praying that Michael Robbins may be released from a recognizance which he entered into for the appearance of William Hatfield, to the Circuit Court of Morgan county.

A petition of John Helterbrand, living within the limits of the tract of country lately acquired from the Cherokee Indians, representing that he has been many years a citizen of that country, and that he failed to enter himself as a reserve within the time limited by the treaty for taking reservation, and praying that he may not loose his land.

A petition of divers citizens of Roane and Monroe counties, praying that the line of Monroe county may be established and extended.

A petition of Claiborne Goen praying that he may

be empowered by law to prove his book accounts against white men, by his own oath.

A petition of John Null, praying to be divorced from his wife.

A petition of sundry citizens of Greene, Washington, Sullivan and Hawkins praying the establishment of a new county may be laid off composed of territory taken from each of the said counties.

A petition of Henry Logan of Blount county, representing that the whole of his right of occupancy except five acres and three quarters, fell on the Indian side of the line run in pursuance of the treaty of Tellico, and praying that a survey be made and a grant issued to him for the residue of his said right of occupancy.

Mr. Lowry presented the petition of sundry Cherokee reserves, praying that the surveyor of the Hiwassee lands may run round their improvements for the present, and that their lands may not be exposed to sale until after the next stated session of the general assembly.

Ordered, That the said petitions be severally referred to the committee of propositions and grievances.

Received from the house representatives, by their clerk,

A petition of the Unicoi turnpike company praying that a law may be passed, requiring the surveyor of the Hiwassee district to lay off, fifty acres of land fit for cultivation at their ferry for their use.

Ordered, That the said petition be referred to the committee on land claims.

The clerk of the house of representatives delivered in at the speakers table the resignation of John Parrish, a trustee of Rittenhouse Academy, and

Also, the resignation of William Glenn, as commissioner of a turnpike road over which he was appointed at the last session of this general assembly.

Ordered, That the said resignations be received.

The clerk of the house of representatives delivered in at the speaker's table the following resolutions adopted by the house of representatives.

Resolved, That his Excellency the Governor, be and hereby is required to procure copies of such laws and regulations as have been adopted by the different states in the union, establishing and regulating state prisons and penitentiary's in the several states, and that he lay the same before the legislature of this state at their next stated session.

Resolved, By the General Assembly of the state of Tennessee, That George L. Miles be and is hereby appointed a notary public for the county of Rutherford.

Ordered, That the senate concur with the house of representatives in the adoption of the said resolutions.

Mr. Huntsman submitted the following resolution which was adopted,

Resolved; That Samuel M'Craw and Isaac M'Eamon, are hereby authorised to draw their papers and landed titles out of the secretary's office of this state.

Mr. Gass, introduced a bill supplemental to an act entitled "an act appointing commissioners to settle with delinquent officers of Greene county, passed at Murfreesborough in the year 1819,

Mr. Huntsman a bill authorising John Lowry to lay off and establish a town on his own land on the south bank of Little Tennessee immediately below the mouth of Tillico river, also

A bill regulating the payment of costs in criminal cases.

Mr. Williams, a bill to exempt jailors from militia duty and for other purposes; and

Mr. Blair a bill for the benefit of William Massengill, also

Mr. Williams a bill making compensation to the persons therein named.

Mr. Douglass a bill from the Senate, for the benefit of Andrew Willoughby.

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Mr. Bunch introduced a bill to divorce Nancy Hickman from her husband Nathaniel Hickman which was read the first time and upon the question shall this pass its first reading, it was determined in the negative, And so the said bill was rejected.

Received from the house of representatives by two of their members.

A bill for the relief of Edward Butler,

A bill to regulate prosecutions in certain cases.

A bill to amend an act entitled, an act to prohibit the keeping of billiard tables in this state, passed at Knoxville, on the 25th November, 1817 ; and

A bill to make legal the judicial acts of James Norvell an acting Justice of the peace of Bedford county.

A bill for the relief of Joel Dyer and Robert H. Dyer.

A bill to provide for the registration of certain deeds and mense conveyances.

A bill to repeal an act entitled " an act more effectually to prevent obstructions to the navigable rivers in this state, passed at Murfreesborough, 24th November, 1819.

A bill for the relief of Philip Hoodenpile, senr.

A bill to repeal an act authorising a seperate election in Jackson county.

A bill to compel constables to pay money when collected.

A bill supplementary to an act entitled " an act for opening and clearing out Lick creek, passed at Nashville in the year 1815.

A bill for the relief of the heirs of Mary Johns, deceased.

A bill for the relief of the heirs of Drury Goodwin.

A bill to repeal the seventh section of an act passed

at Knoxville, October 1817, entitled "an act to authorise the persons therein named, to build a toll bridge across the north fork of Holston river.

Which bills were severally read the first time and passed.

Received,

Also, from the house of representatives by two of their members,

"A bill to establish loan offices in the state of Tennessee."

Which was read the first time in the senate.

Mr. Williams offered as an amendment to the bill an additional section, which provides that no member of this general assembly shall be permitted to borrow money from the *loan offices* either directly or indirectly

Upon the question for receiving the said proposed amendment, ayes and nocs being required it was determined in the negative.

In the affirmative.

Mr. Speaker

Bunch

Moore

Seawell

Standifer

Williams—6

In the negative.

Mr. Atkinson

Blair

Brewer

Douglass

Edmiston

Gass

Harris

Huntsman

Lowry

Miller

Reynolds

Wallace—12.

And so the proposed amendment was rejected.

The bill was then put on its first reading and passed.

A bill to authorise copies from certain books to be read in evidence.

A bill for the relief of executors and administrators.

A bill concerning warrants, surveys and grants.

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on its third and last reading in both houses—*Mr. Williams* offered an amendment to the said bill, which was received.

Ordered, That the clerk do by message acquaint the house of representatives therewith and request that body should they agree to the said amendment, to send two of their members to see the same made.

Ordered, That *Mr. Reynolds* have leave to withdraw for amendment, a bill to provide for the persons therein named.

The clerk of the house of representatives delivered in at the speaker's table enrolled bills of the following titles signed by the speaker of that house.

An act to authorize *Alfred M. Carter* and *James P. Taylor* of Carter county, and *Adam Boyd* of Sullivan county, to keep up their mill dams on *Watauga* and *Holston* rivers.

An act to make good and legal certain land claims, or land warrants,

An act supplementary to an act passed on the 3rd day of Nov. 1803 laying a county tax on stores, Hawkers and peddlers.

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

The senate adjourned to to-morrow morning 9 o'clock.

THURSDAY, July 6, 1820.

U. S. Marshal of the district of Columbia, to the clerk of the house of representatives, the following bills and resolutions, for their consideration.

An act to amend the act of the 2d of March 1817, relating to the establishment of a clock's office on part of the public square in the town of *Sparta*.

An act to authorize *John Cathey* to build a mill on *Duck* river, and

An act to establish the town of *Alexandria*.

Ordered, That the said enrolled bills be signed by the

speaker of the senate and sent to the house of representatives.

Mr. Brewer presented the petition of John Hughlett and Zeanes his wife, praying a divorce *a vincula matrimonie*.

Ordered, That the said petition be referred to the committee of propositions and grievances.

The clerk of the house of representatives delivered in at the speaker's table,

A petition of sundry citizens of Wilson county, praying that a law may be passed authorizing the administrators of the estate of Zencey Mullenex, deceased to sell a part of the land of the said estate for the purpose of satisfying the debts due and owing by the said estate.

Ordered, That the said petition be referred to the committee of propositions and grievances.

A bill for the relief of Jonas Bedford, which had been sent to the house of representatives accompanied by a message proposing certain amendments to the said bill, was returned and the amendment agreed to, by the house of representatives, who sent two of their members to see the same made.

The bill as amended was then put on its third and last reading in both houses, passed and

Ordered, To be engrossed.

Mr. Lowry who had withdrawn for amendment, a bill to reduce the officer's fees therein named, returned the same with a proposed amendment,

Ordered, That the said bill and proposed amendment lie on the table indefinitely.

Mr. Reynolds who had withdrawn for amendment, a bill regulating the appointment of constables, returned the same with a proposed amendment.

Ordered, That the said bill and proposed amendment lie on the table indefinitely.

Mr. Reynolds who had withdrawn for amendment, a bill to provide for the payment of the person therein

named, returned the same with a proposed amendment, which was received.

Ordered, That the said bill lie on the table for consideration.

On motion of Mr. Brown,

Resolved, That the senate reconsider the vote taken on yesterday on the passage of a bill to provide for the payment of certain costs therein mentioned, on its third and last reading in both houses.

Ordered, That the said bill lie on the table for consideration.

Mr. Wilhams introduced a bill to divorce John Campbell from his wife Margaret, also—

A bill more effectually to provide for the payment of the interest on monies due from the citizens residing south of French Broad and Holston, and between the rivers Big Pigeon and Tennessee.

Mr. Brown a bill to divorce George Ury from his wife Nancy.

Mr. Atkinson a bill supplemental to an act passed in the year 1809 appointing commissioners for the town of Shelbyville, also

A bill to amend an act entitled "an act to authorize James Bruce to build a mill on Duck river."

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Mr. Parrish who had withdrawn for amendment, a bill to fix the times of holding the several courts therein mentioned, returned the same without amendment,

Ordered, That the said bill lie on the table.

Received from the house of representatives by two of their members.

A bill supplemental to an act further to provide for the transfer of entries and warrants purchased at sheriff's sale passed Nov. 19th 1819.

Which was read the first time, and the question hereon being taken, shall the bill pass its first read-

ing, it was determined in the negative.

And so, the said bill was rejected.

Received from the house of representatives by two of their members.

A bill exempting the persons of debtors from arrest.

A bill for the relief of the owners of property in the town of Williamsburg.

A bill to prevent obstructions to the navigation of Sandy.

A bill to alter the times of holding the courts therein mentioned.

A bill relative to costs and appeals in particular cases.

A bill to alter the name of William Barnes and to legitimate him by the name of William B. Pillow.

A bill to authorize Jacob Holland, David Cunningham, Christopher Winters and others to open a turn-pike road.

A bill for the relief of Alfred Moore.

A bill to authorize William Wall to keep the clerk's office of the county court of Morgan at his own house.

A bill to provide for establishing a new court house in the county of Morgan.

Which bills were severally read the first time and passed.

Received from the house of representatives by two of their members.

A bill to authorize the sheriffs of Bledsoe, Marion, Overton and Warren counties to advertise lands in the Sparta Gazette.

Which bill was read the first time, and amended by striking out the words *Bledsoe, Marion, Warren*, and inserting the words *White, Jackson* and the bill put on its first reading and passed.

A bill to divorce Elizabeth English from her husband William English, and Elizabeth Handy from her husband Isham Handy.

A bill making compensation to the person therein named.

A bill for the benefit of William Massengill.

A bill supplemental to an act entitled "an act appointing commissioners to settle with delinquent officers of Greene county, passed at Murfreesborough in the year 1819."

A bill authorising John Lowry to lay off and establish a town on his own land, on the South bank of Little Tennessee, immediately below the mouth of Tellico River,

Which bills were severally read the second time and passed.

A bill for the relief of Charles McAnnally, sheriff and collector for Grainger county,

Was read, and the question thereon being taken, shall this bill pass its second reading, it was determined in the negative.—And so the said bill was rejected.

Ordered, That Mr. Harris have leave to withdraw for amendment, a bill for regulating the time for holding the courts therein named.

Ordered, That Mr. Harris have leave to withdraw for amendment, a bill to alter the place of meeting of the returning officers of the senatorial district composed of the counties of Warren and Franklin.

Mr. Douglass from the committee of propositions and grievances, made the following report,

The committee of propositions and grievances have had under consideration the following petitions on which they beg leave to make an unfavorable report, (viz.)

A petition of Claiborne Goin a free man of colour, praying permission to prove his accounts by his own oath.

A petition of sundry citizens of this state, praying a repeal of the law taxing hawkers and pedlars.

A petition of Francis Shaw a blind man, praying per-

mission to retail merchandize without paying licence therefor.

A petition of sundry citizens of Washington county, praying that Spencer E. Gibson may not be permitted to obstruct the navigation of the river Nolichucky by the erection of a dam across said river, and

Two petitions of the citizens residing in the late Cherokee purchase, praying that a law may be passed, compelling those who may purchase their improvements to pay them the value thereof.

Your committee have also had under consideration,

A petition of Spencer E. Gibson, praying the passage of a law authorizing him to erect a mill dam four feet high, across the Nolichucky, and

A petition of Jacob Brown, praying that a law may be passed authorizing him at his own expense to clear out Cherokee creek, from Nolichucky river up to his mill and make it navigable,

On which two last petitions, your committee beg leave to make a favourable report.

EDW. DOUGLASS.

Chairman.

July 5th, 1820.

Resolved, That the senate concur with the said report except the petition of Francis Shaw and that they non-concur with the said report so far as relates the said petition.

The senate adjourned to to-morrow morning 9 o'clock.

FRIDAY, July 7th, 1820.

Mr. Seawell from the committee of enrollments reported that the committee had examined bills of the following titles and found the same truly enrolled viz :

An act to incorporate the chairman, trustees and company of the Shelbyville female Academy.

An act for the relief of Willie Griffin.

An act to repeal an act passed at Murfreesboro. on

the 21st of November 1819 authorising Dennis Condray and William Hill to open a Turnpike road.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

The clerk of the house of representatives delivered in at the speaker's table, enrolled bills of the following titles, signed by the speaker of that house.

An act to authorise David Hogg to make distribution of the estate of Sally Baker, deceased, and

An act to authorise the building of a clerks office on some part of the public square in the town of Rogersville,

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

Mr. Huntsman presented the petition of sundry citizens of this state, praying that a surveyor's office may be opened for the purpose of receiving entries on the vacant and unappropriated land North and east of the congressional reservation line and without the limits of the country lately acquired from the Cherokees, at the rate of twelve dollars per hundred acres.

Mr. Edmiston presented sundry resolutions adopted by the citizens of Giles county in the vicinity of the town of Elkton, representing that in the opinion of that meeting a suspension of the collection of debts by the ordinary course of law would at this time be improper and impolitic—and also that in the opinion of that meeting the law passed at the last session of this general assembly giving a preference of entry for 160 acres of land to certain settlers on vacant and unappropriated lands in this state is a direct violation of the cession act 1789 and of the compact of 1803 and of the good faith due from one state to a sisters state, and that it is the wish of said meeting that their senator and representatives use their best exertions to prevent a suspension of the collection of debts and to have the said occupant law repealed.

Ordered, That the said petition and resolutions be referred to the committee of propositions and grievances.

The clerk of the house of representatives delivered in at the speaker's table.

A petition of a great number of citizens of Lawrence county, praying that the seat of justice in said county may be established at the centre of the county, and not at the site chosen by the commissioners appointed at the last session of the legislature.

Which petition was read—whereupon,

Mr. Edmiston presented a counter petition of M. H. Buchanan, Henry Phenox and Joseph Irwin, praying that the seat of justice may remain at the site chosen by the said commissioners.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

Mr. Harris who had withdrawn for amendment, a bill to alter the place of meeting of the returning officers of the senatorial district composed of the counties of Warren and Franklin, returned the same with a proposed amendment, which was received, and the bill as amended put on its first reading and passed.

Ordered, That Mr. Blair have leave to withdraw for amendment

A bill to provide for the registration of certain deeds and leases conveyances.

Received from the house of representatives by two members

A bill to establish a new county west of Stewart and Humphreys counties.

Ordered, That Mr. Brewer have leave to withdraw the said bill for amendment.

A bill to authorise copies from certain books to be read in evidence—and

A bill to provide for the payment of the persons therein named,

Were both read the third time amended and passed.

A bill to incorporate the inhabitants of the town of Gainsborough in the county of Jackson—and

A bill describing the duty of attorneys general in certain cases

Were both read the third and last time in both houses passed—and

Ordered, To be engrossed.

Mr. Brewer introduced,

A bill better to define the limits of Humphreys county.

Mr. Blair,

A bill for the benefit of the persons therein named, also

A bill for the benefit of Spencer E. Gibson—also

A bill to provide for the obtainment of titles to lots in the town of Leesburgh.

Mr. Reynolds,

A bill for the relief of James Holland.

Mr. Huntsman,

A bill providing for the payment of Courts Martial, and for other purposes,

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

A bill for the relief of the devisees of Bartley M^r. Ghee—and

A bill to exempt Jailors from militia duty, and for other purposes,

Were both read the second time and passed.

A bill for the relief of Miller Francis.

A bill to amend an act entitled “an act to prohibit the keeping of Billiard tables in this state, passed at Knoxville on the 25th November, 1817.

Which bills were both read the second time, amended and passed.

Received from the house of representatives by two of their members

A bill for the relief of Sheriffs, who have gone out of office,

Which was read the first time, and the question thereon being taken—shall this bill pass its first reading, it was determined in the negative—

And so the said bill was rejected.

Received from the house of representatives by two of their members.

A bill to provide for the payment of certain costs therein mentioned.

A bill for the relief of the widow and heirs of Lawrence Snapp, deceased.

A bill for the benefit of a literary institution in the town of Williamsport.

A bill for the relief of William F. Brown, and the firm of Irwin & Brown.

A bill for the relief of John Paul.

A bill to authorise Joseph Kentfro, to build a mill dam on the Watauga river in Carter county.

A bill for the benefit of James Abercrambie—

Which bills were severally read the first time and passed.

A bill regulating the payment of costs in criminal cases,

Was read the second time, and the question thereon being taken, shall this bill pass its second reading, the ayes and noes being required, it was determined in the affirmative.

In the affirmative.

Mr. Speaker
Atkinson
Brewer
Douglass
Harris
Huntsman
Lowry
Moore
Seawell
Standifer
Wallace—11.

In the negative.

Mr. Blair
Bunch
Edmiston
Gass
Miller
Parrish
Reynolds
Brown
Williams—9.

And so the bill passed.

A bill to provide for the payment of certain costs herein mentioned,

Was taken up, on its third and last reading in both houses-- and upon the question, shall this bill pass on its third and last reading in both houses--the ayes and noes being required, it was determined in the affirmative.

In the affirmative.

Mr. Speaker
Atkinson
Brewer
Bunch
Douglass
Harris
Huntsman
Lowry
Moore
Parrish
Seawell
Standifer
Reynolds
Wallace—14.

In the negative.

Mr. Blair
Brown
Edmiston
Gass
Miller
Williams—6.

So the said bill passed.

The senate adjourned to to-morrow morning 8 o'clock.

SATURDAY, July 8, 1820.

Mr. Seawell from the committee of enrollments reported that the committee had examined the following bills, and found the same truly enrolled.

An act for the relief of Jones Bedford.

An act to provide for the payment of certain costs therein mentioned.

An act directing the duty of Attorneys General in certain cases.

Ordered, That the said enrolled bills be signed by

the speaker of the senate and sent to the house of representatives.

Mr. Douglass from the committee of propositions and grievances made the following report.

The committee of propositions and grievances, have had under consideration the following petitions, viz :

A petition of the executors of the estate of John Joseph Long, deceased, praying that a law may be passed, authorising them to dispose of real estate of said Long.

A petition of the executors of William Frierson, deceased, praying the passage of a law to authorise them to sell the real estate of said Frierson.

A petition of the administrators of Levi Mulliner, deceased, praying that they may be permitted to sell part of his real estate.

A petition of sundry citizens of the state praying that a land office may be opened north and east of the congressional reservation line to receive entries at \$12 per hundred acres.

A petition of Aaron Brown and others praying that the occupant provision in the land law may be repealed—and have adopted the following resolution thereon.

Resolved, That the prayers of the petitioners are unreasonable and ought not to be granted.

Your committee have also had under consideration the following petitions, to wit :

A petition of sundry citizens of Lawrence county praying that an additional commissioners may be appointed to fix a site for a seat of justice in said county.

A petition of Captain George M. Haines's company of Washington county praying that they may be permitted to work on S. E. Gibson's turnpike road, a certain number of days in the year, and be permitted to pass the same at all times free from the payment of toll.

A petition of George Gordon, praying the passage of law authorising him to build a dam across Nolicuc-

ky river and to erect Iron works, and a petition of Henry Logan of Blount county, praying that the surveyor of the Hiwassee district, may be directed to survey his occupant claim, agreeably to the laws under which he was entitled to it, and have adopted the following resolution thereon.

Resolved, That the prayers of the petitioners are reasonable, and ought to be granted.

EDWARD DOUGLASS,
Chairman.

July 7th, 1820.

Resolved, That the senate concur with the said report, except so far as it relates to the petitions of John Joseph Long and William Frierson, with which part of the said report—*Resolved* that the senate nonconcur and except so far as the said report relates to the petition of sundry citizens of Lawrence county, with which part of the said report—*resolved* that the senate do for the present postpone the consideration of the question of concurrence.

A bill to reduce the officers fees therein named was taken up, on its second reading,

On motion,

The title to the said bills was stricken out and the following substitute in lieu thereof—

A bill “to repeal so much of the act of 1817 as allows justices of the peace for services out of court” devies amendments being made to the said bill.

It was put on its second reading and the question thereon being taken, shall this bill pass its second reading as amended the ayes and noes being required, it was determined in the negative.

In the affirmative.

Mr. Speaker
Atkinson
Brown
Bunch
Gass

In the affirmative.

Mr. Blair
Brewer
Douglass
Edmiston
Harris

Huntsman

Miller

Reynolds

Seawell

Wallace—10.

Lowry

Moore

Parrish

Standifer

Williams—10.

And so the said bill being moved on its passage was rejected, it being a standing rule of the senate that all motion fall on a tie.

A bill to provide for the registration of certain deeds and mense conveyances,

Was taken up,

Mr. Blair offered an amendment to the bill which was received, and the bill as amended put on its second reading and passed.

Mr. Speaker Weakley introduced,

A bill for the relief of Mathew Hearn or his legal representatives.

Mr. Williams, a bill for the relief of Edward Scott,

Mr. Blair, a bill for the benefit of Jesse Lincoln, administrator of John Hurd, deceased, also

A bill to provide for the issuance of duplicate certificate warrants to the persons therein named.

Mr. Gass, a bill to authorise George Gordon to erect a dam across the main sluice of Nolichucky river.

Mr. Lowry, a bill for the benefit of Francis Shaw, of Blount county.

A bill to providing for grants over Indian boundaries.

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives by two of their members, a bill to regulate the fees on constables.

Which was read the first time amended and passed.

Ordered, That Mr. Huntsman have leave to with

draw for amendment, a bill regulating the appointment of constables.

Mr. Brewer presented the petition of sundry citizens of Perry, Wayne, Hardin and Lawrence counties, praying the passage of a law explanatory of the 9th section of the land law passed at the last session of the legislature giving to certain settlers in this state a preference of entry for one hundred and sixty acres of land including their improvements.

Ordered, That the said petition be referred to the committee of propositions and grievances.

The senate adjourned to Monday morning 9 o'clock.

MONDAY, July 10, 1820.

Mr. Brewer presented the petition of Sarah Caps, praying that she may be divorced from her husband Francis Caps.

Which was read,

Ordered, That the said petition be sent to the house of representatives.

Ordered, That Mr. Bunch have leave to withdraw from the clerk's table certain documents accompanying, a bill for the relief of Charles M'Annally, sheriff and collector of Grainger county.

Which bill was rejected on its second reading in the senate on the 6th inst.

Mr. Huntsman who had withdrawn for amendment, a bill authorising Madison M'Claurine of Overton county to open a turnpike road, returned the same with a proposed amendment, which was received, and

The bill as amended put on its third reading and passed.

Mr. Blair introduced a bill to amend an act to establish circuit and supreme courts, passed on the day of 1809

Mr. Brewer a bill for the relief of Isaac Walker.

Mr. Brown, a bill to establish a town at the lower

side of the mouth of Red river in the county of Montgomery by the name of the town of Cumberland.

Mr. Standifer a bill to remove the surveyor's office of the 3d district from Sparta to the court house in Marion county.

Mr. Huntsman a bill to amend the act of 1805 authorizing the superior and inferior courts in this state to legitimate base born children.

Mr. Seawell a bill for the relief of Samuel Motheral of Wilson county.

Mr. Reynolds a bill for the relief of the executors of John Joseph Long, deceased.

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Ordered, That Mr Williams have leave to withdraw for amendment,

A bill to provide for the registration of certain deeds and mesne conveyances.

Received from the house of representatives by two of their members.

A bill to establish a town on the lands of Gideon Thompson, in the county of Rutherford.

A bill for the relief of Samuel Polk and others.

A bill for the relief of the heirs of William Blackmore, deceased.

A bill to allow wharfage to certain persons therein named.

Which bills were severally read the first time and passed.

A bill for the benefit of Jesse Jones and William Harrison Jones.

A bill for the relief of Spencer E. Gibson.

A bill to provide for the abatement of titles to lots in the town of Leesburg.

Were severally read the second time and passed.

A bill for the benefit of the persons therein named.

Was read the second time and rejected.

A bill authorising the surveyors of land south, ar west of the Congressional reservation to lay down certain fractions on the general plan therein named.

A bill to amend an act entitled "an act more effectually to suppress the vice of gaming," passed Nov. 10th 1817.

Were both read the third time and passed.

A bill for the relief of the devisees of Bartly M'Ghee

Was read the third and last time in both houses, passed, and

Ordered, To be engrossed.

A bill for the relief of James Holland,

Was read the second time, and

Ordered, That the said bill with the accompanying documents be referred to the committee of land claims.

The senate adjourned to to-morrow morning 8 o'clock.

TUESDAY, July 11, 1820.

Mr. Williams, submitted the following resolution, which was adopted.

Resolved, That no bill either public or private, shall be introduced in either house of this general assembly after Monday next.

With which resolution the house of representatives concurred.

Mr. Williams presented the petition of Thomas Henderson, praying that a law may be passed authorizing the commissioners of west Tennessee to issue him a warrant for 5000 acres on an entry made in John Armstrong's office on which a fraudulent transfer had been made to Stokley Donelson without his knowledge or consent.

Ordered, That the said petition be referred to the committee on land claims.

Mr. Brown presented the petition of sundry citizens of Stewart county, praying that a part of the south east corner of said county in which the Dry fork of white oak creek is situated may be detached from

Stewart and made a part of Humphreys county.

Which was read,

Ordered, That the said petition be sent to the house of representatives.

Mr. Brown introduced a bill for the relief Stephen Roache.

Mr. Speaker, Weakly a bill for the relief of William Leaton or his legal representatives.

Mr. Brown a bill more effectually to prevent the fraudulent transfer of property by deeds of trust and to authorise the sale of an equity of redemption by execution.

Mr. Brewer a bill to repeal the eleventh section of an act entitled "an act to reduce the county of Hickman to its constitutional limits and for other purposes, passed Nov. 18th 1819.

Mr. Huntsman a bill for the relief of William Woodfolk.

Which bills were severally read the first time and passed.

A bill to amend an act to establish district and supreme courts, passed on the day of 1809. and,

A bill for the relief of the widow and heirs of Lawrence Snapp, deceased

Were both read the second time and passed.

On motion of Mr. Edmiston,

Resolved, That the senate do non-concur with the report of the committee of propositions and grievances made on the 8th inst. so far as the said report relates to a petition of sundry citizens of Lawrence county, praying that additional commissioners may be appointed to fix on a site for a seat of justice in said county.

The senate adjourned to to-morrow morning 9 o'clock.

WEDNESDAY, July 12th, 1820.

Mr. Seawell from the committee of enrollments reported that the committee had examined bills of the fol-

lowing titles and found the same truly enrolled (to wit:)

An act for the relief of the devisees of Bartley M'-Ghee.

An act to incorporate the inhabitants of the town of Gainsborough in the county of Jackson—and,

An act to authorize the commissioners appointed by the county court of Carter county, at their May session 1820, to superintend the building a court-house on the public square in the town of Elizabethton, and to sell the old court-house therein.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and sent to the house of representatives.

Mr. Brewer submitted the following resolution which was adopted.

Resolved, That the secretary of state be authorised and required to deliver to Sterling Brewer the documents filed in his office, accompanying, a bill passed into a law at the last session of this general assembly to reduce Hickman county to its constitutional limits, and also one copy of the acts of 1807.

The clerk of the house of representatives delivered in at the speaker's table the following message.

The house of representatives have referred the accompanying documents to a joint select committee and have appointed Mr. David, Mitchell, Prewett and Grundy on the part of this house.

The documents referred to in the above message are a memorial of the directors of the *Farmers and Mechanics Bank* of Nashville, praying that the notes of said bank may be made receivable in the payment of all public dues, and placed in all other respects in the same situation that the Nashville and State Bank notes are—and also,

The petition of sundry citizens of Davidson county to the same effect.

Resolved, That the senate concur with the house of representatives in the reference by them made of the

said documents and that Mr. Huntsman and Brewer be appointed on the part of the senate to act as the said committee.

The clerk of the house of representatives delivered in at the speaker's table the following resolutions, with which resolutions the senate concurred.

The house of representatives have adopted the following resolutions and ask your concurrence.

Resolved by the general assembly of the state of Tennessee, That William A. Davis and Alexander Furguson, be and they are hereby appointed justices of the peace in and for the county of Shelby.

Resolved by the general assembly of the state of Tennessee, That Anthony Dibrell be appointed a justice of the peace in and for the county of White, and that James Chadoin be appointed a justice of the peace in the county of Marion, and Frederick Fulkerton of the town of Washington, be appointed a justice of the peace in and for the county of Rhea.

The clerk of the house of representatives delivered in at the speaker's table.

A petition of the justices of the peace of Monroe county, praying that commissioners may be appointed to fix on a site for a permanent seat of justice in said county, and that Samuel Jamison and William Park, be appointed justices of the peace for said county; and,

A petition of Arthur B. Campbell, praying that he may be authorised to pay the installments on eight acres of land South of French Broad and Holston into the public treasury of East Tennessee, without being liable for the payment of the installments on the whole of the original tract.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

Mr. Parrish introduced a bill for the relief of Samuel F. Bittick.

Mr. Lowry a bill giving a preference to occupants South of French Broad and Holston rivers—also,

A bill for the benefit of the county of Monroe;

Mr. Atkinson a bill for the relief of Josiah Dixon.

Mr. Reynolds a bill to divorce Hosia Jamison from his wife Nancy Jamison.

Mr. Wallace a bill to extend the town of Carthage in the county of Smith.

Mr. Gass a bill to authorize any citizen of this state who may hereafter export any of the produce or manufactory of this state and exchange the same for groceries, to sell such groceries by wholesale without paying a tax therefor.

Mr. Seawell a bill for the benefit of Peter Mosely and company.

Mr. Williams a bill to amend and explain an act passed at Murfreesborough Nov. 15th 1819 to dispose of the lands lying between the Rivers Hiwassee and Tennessee and North of Littlee river.

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives by two of their members.

A bill supplemental to an act entitled "an act to revise and amend the militia laws of this state," passed at Murfreesborough on the 17th November 1819.

Which was read,

Ordered, That Mr. Parrish have leave to withdraw the said bill for amendment.

Received from the house of representatives by two of their members.

A bill for the relief of Henry Holmes.

A bill for the benefit of Aaron Crawson and John Smith and those claiming under them.

A bill to reduce the bounds of Wayne county and to establish to seat of justice therein.

A bill for the relief of the heirs of Hardy Murfree.

A bill to establish the town of Jackson in the county of Bedford.

A bill for the relief of the heirs of Jacob Castleman.

A bill to authorize the board of commissioners for the adjudication of North Carolina land claims, to adjudicate certain land claims therein named.

A bill to enlarge the town of Greenville in the county of Greene.

A bill more effectually to provide for the registration of mesne conveyances and other writings therein mentioned.

A bill to compel the owners of mill dams on Little Pigeon rivers in Sevier county to put slopes therein.

Which bills were severally read the first time and assed.

A bill better to define the limits of Humphreys county was read the second time amended and passed.

Mr. Blair presented the memorial of the trustees of Washington College, praying a donation from the legislature for the benefit of said institution.

Ordered, That the said memorial be sent to the house of representatives.

A bill to divorce John Campbell from his wife Margaret—and

A bill for the relief of Samuel Polk and others.

Were both read the second time and passed.

Mr. Brown who had withdrawn for amendment, a bill to provide for the issuance of duplicate certificate warrants to the persons therein named, returned the same with a proposed amendment, which was received and the bill as amended put on its second reading and passed.

Mr. Williams who had withdrawn for amendment, a bill to provide for the registration of certain deeds and mesne conveyances, returned the same with a proposed amendment which was received.

The bill being on its third and last reading in both houses.

Ordered, That the clerk do by message acquaint the house of representative therewith and request their concurrence therein, which proposed amendment the

house of representatives agreed and sent two of their members to see the same made.

The bill as amended was then put on its third and last reading in both houses passed, and

Ordered, To be engrossed.

A bill to repeal part of the seventh section of an act supplemental to an act entitled "an act to condense and bring into view the revenue laws of this state and to amend the same," passed at Nashville on the day of 1813.

Was read the third time amended and passed.

Ordered, That Mr. Gass have leave to withdraw for amendment, a bill supplemental to an act entitled "an act appointing commissioners to settle with delinquent officers of Greene county," passed at Murfreesborough in the year 1819.

Ordered, That Mr. Brewer have leave to withdraw for amendment, a bill for the relief of claimants whose grants were vacated by act of Congress passed 1796.

A bill to establish a Loan Office in the state of Tennessee.

Was read the second time.

Ordered, That the said bill lie on the table and that the public printer, print for the use of the senate sixty copies of the said bill as amended on its second reading in the house of representatives.

The clerk of the house of representatives delivered in at the speaker's table enrolled bills of the following titles signed by the speaker of that house (to wit:)

An act to provide for payment of the persons therein named—and,

An act to authorise copies from certain books to be read in evidence.

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

The senate adjourned to to-morrow morning 8 o'clock.

THURSDAY, July 13, 1820.

Mr. Huntsman from the joint select committee appointed to take into consideration the memorial and other documents of the Farmers and Mechanics Bank of Nashville, made the following report.

The committee to whom was referred the petition with the accompanying documents from the Farmers and Mechanics Bank, at Nashville have had the same under consideration, and beg leave to report the following statement of facts. That by the charter of said Bank, it was authorised to issue double the amount of paper on the stock paid in—and upon examination we find there is paid into said Bank, of the capital stock \$188,575 which according to the terms of their charter, would have allowed them to emit 377,150 in paper currency, but the amount of notes discounted in said bank is \$263,259,32 which is a sum by \$113,890, 68 less than they are authorised to issue by the charter aforesaid—Independent of which they have on hand in silver, bills of exchange, notes on other banks, together with the amount paid for real estate, the amount of \$42,297,96 which would have authorised them to have issued a still larger sum without transcending the limits of their charter. Your committee have examined into the respective amounts paid in by the stockholders—also, the amount borrowed out by them, and we find that there is by the various stockholders 136,900 paid into the bank and there is to the amount of 142,919 1-2 borrowed out by the Stockholders, leaving a balance in their favor of the stock paid in and not borrowed \$25,980 1-2 and which amount so borrowed by them is considered by your committee to be perfectly well secured and free from doubt—they further believe that the debts due to said bank generally are well secured by personal endorsements and realties with the exception of \$9,977, 48 cents loaned on which the securities are not deemed unquestionable, although it is believed that the whole or the greater part thereof will be saved and not much less is appre-

hended from that item—Yet there is a debt contracted by Stump and Cox to the bank, to the amount of \$42,362,34—which it is apprehended will occasion some loss as the amount of real property secured to the bank; by Stump and Cox is to the amount of \$30,000, as about that sum, which will leave a ballance due to the bank of \$12,362, 34 which as relates to the bank is a clear loss, but as relates to the solvency, she has a surpluss fund on hand arising from the dividends on profits, &c. to the amount of \$11;844, 43—which will leave only \$517,91 cents—when that fund is applied to make up the deficiency and it is intended by the directory of said bank, not to make any devidens of consequence until the whole of the deficiency of the \$517,91 cents is made up.

The foregoing statement together with the amount paid for real estate, to wit :

	\$15,286 93 cents.
Bills of Exchange on hands	\$10,505 40 do.
Silver on hand	\$15,542 63 do.
Notes on other Banks	\$,423 00 do.

Leads your committee to believe that the situation of said Bank, is perfectly solvent at this time, and is as capable to meet her contracts as any other bank in West Tennessee—and we believe that latterly said bank has been managed with much prudence and ability—we therefore, feel justified in recommending the passage of a law authorising the reception of the bank notes of said bank in payment, and on executions to the same extent that the notes on other banks are taken; for, your committee find from an aggregate calculation that they have on hand and due them the amount of \$305,557 28 cents, and the whole debt due by the bank is but \$105,137 85 cents which precludes the idea of insolvency. All of which is respectfully submitted.

ADAM HUNTSMAN,
Chairman.

Resolved, That the senate concur with the said report.

The clerk of the house of representatives delivered it at the speakers table,

A petition of certain citizens of Maury county, living on a 5000 acre tract of land, granted to Colonel Robert Burton, on little Bigby creek, praying that said grant may be declared null and void, and that in the event said grant should not be declared void, that they shall be paid for their improvements and have a preference of entry for 160 acres of land on any unappropriated land south and west of congressional line—which petition had been referred in the house of representatives to a select committee, consisting on the part of the house of representatives of Messrs. Miller, Grundy, Yancy and Blake.

Resolved, That the senate concur in the said reference, and that Messrs. Huntsman and Brown, act on the part of senate—also

A petition of sundry citizens residing in the extreme corners of Smith, Warren, Wilson, Rutherford; Bedford and Franklin counties, praying that a new county may be laid off including their places of residence.

Ordered, That the said petition be referred to the committee of propositions and grievances : also

A petition of Nathan Williams and the executors of Henry Williams, deceased, praying that the lines of a 1500 acre tract of land granted by the state of North Carolina to the said Henry Williams, deceased, on the 14th July, 1812, may be run the same courses as described in said grant, and that a grant may issue to the rightful owners for the same land.

Ordered, That the said petitions be referred to the committee on land claims.

Mr. Lowry presented the petition of sundry citizens residing in the tract of country lately acquired by treaty from the Cherokee Indians, praying that an office may be opened, and that they may have a preference of entry, and thereby be enabled to secure their improvements.

Ordered, That the said petition be referred to the committee of propositions and grievances.

Mr. Brewer, who had witherwn for amendment a bill for the relief of claimants, whose grants were vacated by act of Congress, 1796, returned the same without amendment,

Was read the second time and the question thereon being taken, shall this bill pass its second reading, it was determined in the negative, and so the said bill was rejected.

Mr. Gass who had withdrawn for amendment a bill supplemental to an act entitled "an act appointing commissioners to settle with delinquent officers of Greene county, passed at Murfreesborough, in the year 1819--returned the same with proposed amendments, which was received :

The title to the said bill being stricken out, and the following substituted in lieu thereof, to wit :

" A bill to amend an act entitled "an act appointing commissioners for the county of Greene, passed November 18th, 1819."

The bill was then put on its third reading, as amended and passed.

A bill to authorise any citizen of this state who may hereafter export any of the produce or manufactory of this state, and exchange the same for groceries, to sell out such groceries by wholesale without paying a tax therefor, was read the second time and rejected.

Mr. Huntsman from the joint committee on that subject reported a bill concerning the Farmers and Mechanics Bank of Nashville.

Mr. Brewer introduced,

A bill to repeal so much of the 5th section of an act passed November 24th, 1819, as respects the navigation of Harpeth river, and to prevent obstructions in the same.

Mr. Brown, a bill to provide for the trial of certain causes in the circuit courts.

Mr. Seawell a bill for the relief of settlers west of Tennessee river.

Mr. Parrish a bill supplemental to an act entitled "an act to revise and amend the militia laws of this state, passed in the year 1819.

Mr. Huntsman, a bill to repeal part of the first section of an act passed on the 15th day of Nov. 1815 entitled "an act to appoint a suitable person to open and keep in repair that part of the road leading from South West Point to Carthage which lies on Cumberland Mountain and to keep a turnpike thereon.

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives by two of their members,

A bill for the relief of John Casey and James Coglin or those claiming under them by deed in fee simple.

Which bills was read the first time and rejected.

Received from the house of representatives by two of their members.

A bill for the relief of William Young.

A bill prescribing the duty of the justices of the county of Washington in a certain case therein mentioned.

A bill for the relief of Lee Sullivan.

A bill to amend an act entitled "an act to prescribe the duties of justices in certain cases."

A bill authorizing the sheriff of Giles county to hold an election for the purpose of electing aldermen for the town of Pulaski and for other purposes.

A bill to authorize Thomas Coleman to build to mill on Duck river.

A bill for the relief of Walter Robison.

A bill to repeal part of an act entitled "an act to incorporate the turnpike companies therein mentioned.

A bill to authorise the drawing of a lottery to build a masonic Hall in Pulaski.

A bill to authorize the county court of Roane county

to sell the jail in the town of Kingston and for other purposes.

A bill to repeal the law passed at Murfreesborough 1819 for the purpose of building a bridge across Duck river in Maury county.

A bill for the benefit of William B. Gorham.

Which bills were severally read the first time and passed.

Received from the house of representatives by two of their members.

A bill to lay off and establish a new county west of Stewart county.

Which was read the first time, amended and passed.

A bill to provide for holding the elections therein named.

A bill for the relief of Alfred Moore.

A bill for the relief of the owners of property in the town of Williamsburg.

A bill to appoint additional trustees for Maury Academy in the county of Jefferson.

A bill for the relief of Mathew Hearon.

A bill for the benefit of Francis Shaw of Blount county.

A bill for the benefit of Henry Holmes.

A bill for the relief of the heirs of Drury Goodwin.

A bill to extend the town of Carthage in the county of Smith.

A bill to amend an act entitled "an act to authorise James Bruce to build a mill on Duck river.

A bill for the relief of Stephen Roache.

A bill for the relief of William Hoodenpile.

A bill for the relief of Joseph Dixon.

A bill for the benefit of Aaron Crawson and John Smith, and those claiming under them.

A bill to incorporate the inhabitants of the town of Kingston, in the county of Roane.

A bill for the benefit of the county of Sevier.

A bill to authorise George Gordon to erect a dam at

cross the main sluice of Nolichucky river.

A bill for the benefit of Jesse Lincoln, administrator of John Hard deceased.

Were read the second time and passed.

A bill to prolong the time of holding the county courts of Rutherford county.

A bill for the relief of Jesse Jones and William Harrison Jones. And,

A bill for the relief of Samuel Polk and others,

Were severally read the third and last time in both houses, passed, and

Ordered, To be engrossed.

Received from the house of representatives by two of their members.

A bill to repeal the 4th section of an act entitled, "an act to amend the laws of this state for the registration of the county courts,

Which was read the first time, and the question thereon being taken; shall this bill pass its first reading, the yeas and nays being required, it was determined in the negative.

In the affirmative.

Mr. Brown

Bunch

Edmiston

Gass

Harris

Miller

Reynolds

Standifer—8.

In the negative.

Mr. Weakley S.

Atkinson

Blair

Brewer

Douglass

Huntsman

Lowry

Moore

Parrish

Seawell

Wallace

Williams—12.

And so the said bill was rejected.

Ordered, That Jacob Tipton have leave to withdraw from the clerks table certain documents accompanying,

A bill for the relief of Samuel Polk and others.

The senate adjourned to to-morrow morning 9 o'clock.

FRIDAY, July 14, 1820.

Mr Lowry who had withdrawn for amendment,
A bill for the benefit of Peter Moseley and company.

Returned the same with a proposed amendment,
Which was rejected.

The bill was then put upon its second reading, and the question thereon being taken, shall this bill pass its second reading, it was determined in the negative; and so the said bill was rejected.

A bill for the relief of the widow and heirs of Lorraine Snapp deceased, was taken up, on its third and last reading, amended by a message to the house of representatives, passed and,

Ordered, To be engrossed.

Mr. Huntsman introduced a bill to repeal an act entitled, "an act to tax the proprietors of turnpike roads.

Mr. Harris, a bill supplemental to an act entitled, "an act to authorize the county court of Franklin, to lay a tax for the purpose of building a jail in said county, and for other purposes; passed at Marfreesborough October 21st 1819.

Mr. Brown, a bill to authorize the adjudication of grants No. 855, and No. 857, and to issue duplicates.

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

A bill to establish loan offices in the state of Tennessee, was taken up on its second reading.

Mr. Bunch, moved to strike out of the 1st section of the said bill \$750,000, the sum proposed to be emitted by said loan offices, and to insert in lieu thereof \$500,000; and the question thereon being taken, the ayes

and noes being required, it was determined in the affirmative.

In the affirmative.

Mr. Speaker Weakley

Atkinson

Blair

Brown

Bunch

Gass

Huntsman

Moore

Miller

Seawell

Standifer

Williams.—12.

In the negative.

Mr. Brown

Douglass

Edmiston

Harris

Lowry

Parrish

Reynolds

Wallace.—8

Mr. Brown then offered an additional section, as an amendment to the bill; which provides that the bills when issued from the said loan offices, shall be redeemed in current and legal gold and silver coin of the United States, or the notes of such banks as may be at par at the time of such payment, within or at the expiration of five years from the 15th day of October next:

And the question for receiving the proposed amendment being taken, the ayes and noes being required it was determined in the negative.

In the affirmative.

Mr. Brown

Bunch

Harris

Moore

Reynolds

Standifer

Williams.—7.

In the negative.

Mr. Weakley, S.

Atkinson

Blair

Brewer

Douglass

Edmiston

Gass

Huntsman

Lowry

Miller

Parrish

Seawell

Wallace.—13.

And so the said proposed amendment was rejected.

Mr. Williams then moved to strike out the 6th section of the bill : which section requires all justices of the peace, and clerks of courts in this state, before they issue any execution on any judgment or decree, the plaintiff or his attorney shall endorse thereon that the bill is issued from the said Loan Office will be received in satisfaction thereof, in the same manner that other bank notes are directed to be received by the act regulating proceedings on judgments and for other purposes, passed November 24, 1819—and if no such endorsement is made, no execution shall issue until two years after the rendition of such judgment or decree. On the question for striking out, the ayes and nays being required it was determined in the negative.

In the affirmative.

Mr. Moore
Standifer
Williams—3.

In the negative.

Mr. Weakley S.
Atkinson
Brewer
Bunch
Douglass
Edmiston
Gass
Harris
Lowry
Miller
Parrish
Reynolds
Seawell
Wallace—14.

Mr. Huntsman then moved to strike out so much of the 5th section of the bill, as made it the duty of respective Treasurers and Managers of the Knoxville Tennessee Loan Office, and the Nashville Loan Office, to establish agencies in each county in this state—and to insert in lieu thereof an amendment, making it the duty of the Legislature to establish and appoint managers for said agencies.

On the question for striking out and inserting, the

ayes and noes being required, it was determined in the affirmative.

In the affirmative.

Mr. Atkinson
Blair
Brewer
Douglass
Edmiston
Gass
Harris
Huntsman
Lowry
Moore
Parrish
Seawell
Standifer
Wallace—14.

In the negative.

Mr. Weakley, S.
Brown
Bunch
Miller
Reynolds
Williams—6.

Mr. Huntsman then moved to strike out so much of the 15th section of the bill as provides that the proportion of money to be distributed in each county, shall be ascertained agreeably to the taxes to be paid by each county, into the public Treasury for the present year—and to insert in lieu thereof an amendment making the said distribution in proportion to the tax paid by each county on lands and white polls for the present year.

On the question for striking out and inserting, the ayes and noes being required it was determined in the affirmative.

In the affirmative.

Mr. Atkinson
Brewer
Bunch
Edmiston
Gass
Harris
Huntsman
Lowry
Miller

In the negative.

Mr. Weakley, S.
Blair
Brown
Douglass
Moore
Parrish
Reynolds
Seawell—8.

Standifer

Wallace

Williams—12.

On motion of Mr. Bunch,

Ordered, That the said bill lie on the table until to-morrow.

A bill for the relief of Samuel Motheral of Wilson county.

A bill to amend the act of 1805, authorising the superior courts to legitimate base born children—and

A bill to divorce Hosea Jamison from his wife Nancy Jamison.

Were severally read the second time and passed.

A bill to divorce John Campbell from his wife Margaret—and

A bill to divorce Eleanor Guthery, from her husband, and for other purposes.

Were both read the third time and passed.

A bill to divorce Polly Perry and Winnefred Pitt, from their husbands Edwin Perry and Davis Pitt—and

A bill authorising John Lowry to lay off and establish a town on his own land on the South bank of Little Tennessee, immediately below the mouth of Tellico river.

Were both read the third time amended and passed.

Mr. Seawell from the committee of enrollments, reported that the committee had examined a bill of the following title, and found the same truly enrolled, to wit:

An act for the relief of Samuel Polk, and others.

Ordered, That the said enrolled bill be signed by the speaker of the senate, and sent to the house of representatives.

Mr. Lowry presented the petition of George Selwidge and his wife praying to be divorced from one another.

Mr. Brewer a petition of sundry citizens living on the east side of Tennessee river, praying an amend-

ment to the 9th section of the last land law, so that they may be secured in their occupant claims.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

The clerk of the house of representatives delivered in at the speakers table.

A petition of sundry citizens of Monroe county, praying that the commissioners appointed to fix on a site for a seat of justice in said county may be authorised to lay off 40 or 50 acres of public land at the rate of two dollars per acre on which to place the said seat of justice.

A petition of sundry citizens of the counties of White and Warren, praying the passage of a law authorising the persons therein named, to build a dam across the Caney Fork of Cumberland river, at the Rock Island for the purpose of erecting a grist and saw mill, and

A petition of sundry citizens of Maury County praying that the law passed in the year 1819, for the benefit of Robert Burton, may be repealed and that justice may be done to all mankind.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

Ordered, That Peter Moseley have leave to withdraw from the clerk's table, the documents accompanying

A bill for the benefit of Peter Moseley and company.

SATURDAY, July 15, 1820.

Mr. Douglass from the committee of propositions and grievances made the following report, to wit :

The committee of propositions and grievances have had under considered the petitions, to wit :

The petition of sundry citizens of the counties of Smith, Warren, Wilson, Rutherford, Bedford and Franklin, praying a reduction of said counties and to form a new county thereof.

A petition of sundry citizens in the Hiwassee district praying an alteration in the present mode of sectioning: that said land be entered at a certain price, and that the settlers have a preference of entry—and have adopted the following resolution thereon.

Resolved, That the prayers of the petitioners are unreasonable and ought not to be granted.

Your committee have also examined a petition of Arthur B. Campbell praying that he may be permitted to pay the installments on eight acres of and occupant claim; which he has purchased out of an original survey, separate and a part from said original survey, separate and apart from said original tract—and have adopted the following resolution thereon.

Resolved, That the prayer of the petitioner is reasonable and ought to be granted.

EDWARD DOUGLASS, Chairman.

July 15th, 1820.

Resolved, That the Senate concur with the said report.

A bill concerning the Farmers and Mechanics Bank of Nashville, was read the second time and the question thereon being taken, shall this bill pass its second reading; the ayes and noes being required, it was determined in the affirmative.

In the affirmative:

Mr. Weakley, S:
Brown
Bunch
Douglass
Edmiston
Gass
Harris
Huntsman
Lowry
Parrish
Wallace—11.

In the negative.

Mr. Atkinson
Blair
Moore
Miller
Reynolds
Seawell
Standifer
Williams—8.

And so the said bill passed.

The senate resumed the consideration of "a bill to establish *Loan Offices* in the state of Tennessee," on its second reading,

Mr. Seawell offered as an amendment to the end of the section of the bill, the following proviso, (to wit:)

"*Provided always*, That no person shall be eligible to the appointment of a manager, that is a director of any bank in this state;" The question being taken on the reception of the said proposed amendment, the yeas and nays being required, it was determined in the negative,

In the affirmative.

Mr. Gass
Harris
Seawell
Standifer
Wallace—5

In the negative.

Mr. Weakley S.
Atkinson
Blair
Brewer
Brown
Bunch
Douglass
Edmiston
Huntsman
Lowry
Moore
Miller
Parrish
Reynolds
Williams—15,

On motion,

Ordered, That the further consideration of the bill be postponed until Monday next.

Mr. Williams introduced a bill to provide for a certain land claim therein mentioned.

Mr. Brown, a bill to authorise Jacob Brown to open and improve the navigation of Cherokee creek.

Mr. Huntsman, a bill for the relief of the persons therein named.

Mr. Standifer, a bill for the relief of persons living in the Hiwassees district,

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent the house of representatives.

A bill for the relief of Josiah Dixon, was read the third time and passed.

A bill for the relief of Drury Goodwin—and

A bill to authorise the sheriff of Hickman county, to advertise lands in some newspaper printed in Nashville.

Were read the third and last time in both houses, passed and

Ordered, To be engrossed.

The clerk of the house of representatives delivered in at the speaker's table, enrolled bills of the following titles signed by the speaker of that house, to wit:

An act to divorce John Campbell from his wife Margaret—and

An act for the benefit of the county of Sevier.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and deposited in the office of the secretary of state.

The senate adjourned to Monday morning 9 o'clock.

MONDAY, July 17, 1820.

Mr. Williams submitted the following relations which were adopted.

Resolved, by the General Assembly of the state of Tennessee, That Hugh L. White and Matthew Nelson of Knox county, be and they are hereby appointed Trustees for the college of East Tennessee, with which resolution the house of representatives concurred.

Resolved, by the General Assembly of the state of Tennessee, That Benjamin M'Nutt and Lewis Luttrell, be and they are hereby appointed Justices of the Peace in and for the county of Knox—and

That Brinley Bridges be and he is hereby appointed a Justice of the Peace for Wilson county—and

That Nicholas Perkins, Junr. be and he is hereby

appointed a Justice of the Peace in and for the county of Williamson.

Mr. Standifer submitted the following resolution which was adopted.

Resolved by the General Assembly of the state of Tennessee, That Robert Gillerland, Henry Leggett and Gideon Morgan, Senr. be and they are hereby appointed Trustees for Rittenhouse Academy in the county of Roane.

With which resolution the house of Representatives concurred.

The senate resumed the consideration of "a bill to establish Loan Offices in the State of Tennessee."

Whereupon,

Mr. Brown submitted the following resolution which was adopted by the senate, and concurred in by the house of representatives.

Resolved, That the Loan Office Bill be and the same is hereby referred to a select committee of both houses, to be composed of four from the senate.

Ordered, That Mr. Brown, Huntsman, Williams and Blair, act on the part of the senate.

The gentleman appointed by the house of representatives on the said committee, are Mr. Grundy, Mitchell, Dulany, Cheatham, Williams of Davidson, Tipton, Anderson and Miller.

The clerk of the house of representatives delivered in at the speaker's table, a remonstrance of sundry citizens of Davidson county expressive of their opinion on the Loan Office Bill now before the legislature, and representing that the provisions of the said bill were in direct violation of the constitution of the United States, which instrument the members of the legislature are bound by an oath to support, and also that the provisions of the said bill were inexpedient and in their opinion would be ruinous in their consequences.

Mr. Huntsman moved to lay the said memorial on the table until the first day of Janury, 1821.

On the question for laying the said memorial on the

ayes and noes being required, it was determined in the affirmative.

In the affirmative,

Mr. Atkinson
Blair
Brewer
Douglass
Harris
Huntsman
Lowry
Miller
Reynolds
Wallace
Williams—11.

In the negative.

Mr. Bunch
Edmiston
Moore
Parrish
Standifer—5.

On motion of Mr. Huntsman,

Ordered, That the following reasons of himself and Mr. Wallace for the above vote be entered on the Journal, to wit:—

We the undersigned being members of the senate, who thought proper to vote for laying a memorial signed by General Andrew Jackson, Colonel Edward Ward, and others on the table, resort to our constitutional right of expressing our reasons and spreading them upon the Journal in order that the good people of this state, may justly estimate the motives, by which our judgments were regulated in forming the determination of the above vote; and as a few preliminary remarks may not be unnecessary, we beg leave to observe that it is the pride and boast of the undersigned that they live in a land of liberty, where every individual in society has an equality of rights secured by a sacred constitution, which next to securing him, his political and religious privileges, guarantees to the citizens the invaluable and inestimable right of peaceably assembling themselves together, to consult and confer upon their wants, wishes and grievances, and to petition their representatives upon any subject that

the Legislative department of the government has the right to exercise ; and an incroachment upon this invaluable right when exercised in the manner contemplated by the constitution (to wit in a mild, temperate, respectful manner) the undersigned both as citizens of the community, and representatives of the people, would resist with their lives and property ; as they believe a free and temperate expression of sentiment by the citizens to the Legislature is a privilege never to be departed from, but preserved inseparable from our political existence. The undersigned think after giving due weight to the above reasons as well as the constitution, that the above memorial is extremely exceptionable and indecorous in its terms and language and especially in the following particular.

“ For the purpose of exhibiting to your honorable
 “ bodies, the high and awful responsibility imposed upon
 “ you on this occasion, the undersigned take the
 “ liberty of soliciting your attention to the oath which
 “ you have taken as the legislative agents of the state ;
 “ it is under article 9, section 2d and is in these words :
 “ I A. B. do solemnly swear or affirm that as a member
 “ of this General Assembly, I will in all appointments
 “ vote without favor, affection, partiality or prejudice,
 “ and that I will not agree or assent to any bill,
 “ vote or resolution which shall appear to me injurious
 “ to the people, or consent to any act or thing whatever
 “ that shall have a tendency to lessen or abridge
 “ their rights and privileges as dictated by the constitution
 “ of this state—when your honorable bodies
 “ deliberately reflect upon the solemnity of this oath,
 “ and compare the details of the above bill, with the
 “ obligations here imposed, the undersigned cannot
 “ persuade themselves that you can possibly assent to
 “ its passage.”

The undersigned cannot but recollect, and that too with the most unfeigned regret, that one of the distinguished characters who appears to have been actively zealous in producing the above memorial, but a few

days since at the seat of government and in the presence of some members of the legislature in the most indecorous manner stated that any member who voted for it would perjure himself, & that if the law did pass, twelve honest jurymen upon oath would convict those who voted for the measure of perjury.

The above statement last aforesaid taken in connexion with the memorial, the undersigned think is a direct and unwarrantable attack upon the dignity of the Senate, and a strong personal implication of perjury against those members who believe it their duty to vote for the passage of the law. They further think that the insinuations of perjury cast in said memorial is neither reason nor argument to convince any rational mind of any principle whatever—and further the undersigned humbly sensible of the exalted and responsible situation they have been called to, by the voice of their country think that the indignity offered, extends through them to those whom they have the honor to represent, and therefore feel bound in behalf of themselves and their constituents to protest most solemnly against that part of said memorial as dictatorial, indecorous and intemperate.

Adam Huntsman,
David Wallace.

Received from the House of Representatives by two of their members.

A bill to prevent litigation.

A bill for the relief of Robert Brank.

A bill for the relief of William Willis.

A bill to locate and build a court house in the county of Greene.

Which bill were severally read the first time and passed.

Mr. Atkinson introduced,

A bill to authorise the county court of Bedford, to dispose of certain public monies herein mentioned and for other purposes.

Ordered, That the said bill lie on the table,

Mr. Seawell introduced,

A bill for the relief of Martin Phifer and his legal representatives.

Mr. Speaker Weakley,

A bill for the relief of John Davis.

Mr. Harris,

A bill authorising the commissioners to issue warrants in certain cases—also

A bill to authorise William Armstrong and John Cunningham to open a turnpike road.

Mr. Lowry,

A bill for the benefit of Arthur B. Campbell.

Mr. Wallace,

A bill for the benefit of Vincent Rust.

Mr. Lowry,

A bill for the benefit of the Unicoi Turnpike company.

Mr. Williams,

A bill to authorise defendents in criminal causes to take depositions in certain cases.

Mr. Seawell,

A bill to amend the law now in force directing the payment of costs in criminal prosecutions.

Mr. Huntsman,

A bill to authorise and require the removal of the Registers Office of West Tennessee, to the seat of government.

Mr. Gass,

A bill to authorise the county court of Greene to call on the President and Directors of the Nolichucky navigation company.

Mr. Parrish,

A bill to amend the laws now in force for the division of the personal estates of intestates.

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the House of Representatives.

Mr. Huntsman introduced,

A bill to provide many good things for this state and to keep them when provided:

A bill for the purposes therein contained and other purposes after the first are completed.

Mr. Gass,

A bill for the relief of Nancy Melborne and her children.

Mr. Brown,

A bill to amend an act entitled "an act to dispose of lands lying between the rivers Hiwassee and Tennessee and north of Little Tennessee," passed at Murfreesborough, November 15th, 1819.

Mr. Blair,

A bill to provide for the appointment of commissioners on the part of this state, to co-operate with the commissioners appointed by the General Assembly of the state of North Carolina, to run and mark the boundary line between this state and the said state of North Carolina—also

A bill to amend an act passed at Murfreesborough on the day of 1819, authorising Spencer E. Gibson, to open a turnpike road from the Sluice Hill to the Walnut Mountain.

Mr. Williams,

A bill to amend the laws passed at the last session of this General Assembly, prescribing the duty of Rangers in the different counties in this state.

Mr. Speaker Weakley,

A bill for the benefit of Margaret M'Farland and for other purposes.

Mr. Standifer,

A bill for the relief of the persons therein named.

Mr. Gass,

A bill more effectually to prevent disorderly persons from disturbing any religious denomination of this state, when met for the purpose of divine worship.

Mr. Harris,

A bill to amend an act entitled "an act

Mr. Brewer,

A bill for the relief of Sarah Caps——also

A bill to alter the place of holding a precinct election in Dickson county.

Ordered, That the said several bills lie on the table.

A bill for the relief of the executors of John Joseph Long, deceased——and

A bill for the relief of Samuel F. Bittick,

Were both read the second time and amended and passed,

A bill to authorise the adjudication of Grants Nos. 855 and 857 and to issue duplicates.

Was read the second time and passed.

A bill making compensation to the persons therein named.

Was read the third time amended and passed.

A bill to provide for holding the elections therein named.

Was read the third time and passed.

A bill for the relief of the owners of property in the town of Williamsburg——and

A bill for the benefit of Aaron Crawson and John Smith, and those claiming under them.

Were both read the third and last time in both houses, passed and

Ordered, To be engrossed.

A bill for the relief of William Woodfolk.

Was read the second time, and

Ordered, To lie on the table until the first day of January; 1821.

Ordered, That Mr. Williams have leave to withdraw for amendment.

A bill for the relief of the persons therein mentioned.

Mr. Standifer who had withdrawn for amendment,

A bill for the relief of the persons therein named—returned the same with a proposed amendment which was received—and the bill as amended put on its third reading and passed.

The clerk of the House of Representatives delivered in at the Speaker's table

A petition of John Read foreman of the Grand Jury of Dixon County Court, at their July term, 1820, praying that the occupant provision in the last land law, may not be repealed; and that the same be explained; also, that no law may be passed suspending or delaying the collection of debts—and that there may be no Loan Office established for the purpose of emitting treasury notes—as they conceive such a system unconstitutional, as well as inexpedient at this time; and, also, a petition of sundry citizens of this state, praying an explanation of the 9th section of the land law passed at the last session of the General Assembly.

Ordered, That the said petitions lie on the table until the first day of January, 1821.

Mr. Huntsman, who had withdrawn for amendment,

A bill regulating the time of holding the courts therein named, returned the same without amendment.

Ordered, That Mr. Reynolds have leave to withdraw the said bill for amendment.

The senate adjourned to to-morrow morning 9 o'clock.

TUESDAY, July 18, 1820.

Mr. Seawell from the committee of enrollments reported that the committee had examined bills of the following titles and found the same truly enrolled, to wit:

An act for the benefit of Aaron Crawson and John Smith and those claiming under them.

An act to authorise the sheriff of Hickman county to advertise land in some news-paper printed in Nashville.

An act to prolong the time of holding the county courts of Rutherford county.

An act for the relief of owners of property in the town of Williamsburg.

An act for the benefit of Jesse Jones and Williams

Harrison Jones.

An act for the relief of the heirs of Drury Goodwin.

An act for the relief of the widow and heirs of Lawrence Snapp junr. deceased.

An act to provide for the registration of certain deeds and mense conveyances—and

An act to divorce Elenor Guthery from her husband William Guthery, and for other purposes.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

Received from the house of representatives by two of their members—

A bill to amend an act passed at Knoxville 24th Nov. 1817 entitled “an act to provide for leasing school lands and for other purposes.”

A bill to alter the name for John Sullivan.

A bill to amend the bastardy laws of this state.

A bill to release Isaac Robins from a forfeited recognisance.

A bill for the relief of Woodson P. White.

A bill to authorise the sale of a house and lot in Winchester.

A bill for the relief of Walling. Harris.

A bill for the relief of Henry Williams.

A bill to authorize the surveyor general of the thirteenth district to remove his office.

A bill for the relief of George Smith.

A bill for the relief of William Nash.

A bill respecting ferriage in Rhea county.

A bill to repeal the second section of an act passed 29th Nov. 1819.

A bill to divorce Austin Nolin from his wife Louisa.

A bill altering a part of the turnpike road in the county of Green and for other purposes.

A bill for the relief of William Good.

A bill concerning conflicting land titles.

A bill to extend the navigation of Stones river.

A bill for the relief of Claiborne Goer;

A bill to return the sessions of the circuit court of Sumner, to the second Mondays of March and September.

A bill for the relief of Roswell Hall, Esq.

A bill to establish separate elections in the counties of Warren and Hardin and for other purposes.

Which bills were severally read the first time and passed.

Received from the house of representatives by two of their members.

A bill supplemental to an act entitled "an act to establish the seat of justice in Lawrence county passed 23d Nov. 1819.

A bill confirming certain grants issued by this state.

A bill to divorce John Minton from his wife Dicey.

Which bills were severally read the first time and rejected.

A bill to fix the times of holding the several courts therein named.

A bill to amend an act entitled an act to prescribe the duties of justices in certain cases.

A bill to repeal an act authorising a separate election in Jackson county.

A bill for the relief of William Young.

A bill to provide for establishing a new court house in the county of Morgan.

A bill prescribing the duty of the justices of the county of Washington in a certain case therein mentioned.

A bill to authorize Jacob Holland, David Cunningham Christopher Winters and others to open a turnpike road—and,

A bill for the relief of Isaac Welker.

Were severally read the second time and passed.

Mr. Parrish who had withdrawn for amendment, a bill supplemental to an act entitled "an act to revise

and amend the militia laws of this state," passed at Murfreesborough on the 17th Nov. 1819, returned the same with sundry proposed amendments,

Which were received, and the bill as amended was then put on its first reading and passed.

A bill to divorce George Ury from his wife Nancy, Was read the second time and the question thereon being taken the ayes and noes being required it was determined in the negative.

In the affirmative.

Mr. Bunch

Douglass--2.

In the negative.

Mr. Speaker Weakley

Atkinson

Blair

Brewer

Brown

Edmiston

Gass

Harris

Huntsman

Lowry

Moore

Miller

Parrish

Seawell

Standifer

Wallace

Williams--17.

And so the said bill was rejected.

A bill to lay off and establish a new county west of Stewart county, was read the second time amended and passed.

A bill authorising the county court of Overton county to employ some suitable person to transcribe and make a suitable index to the records of the county court and for other purposes.

Was read the third time, amended and passed.

A bill to divorce Elizabeth English from her husband William English and Elizabeth Handy from her husband Isham Handy.

A bill to divorce John W. Nichol from his wife Nancy Nichol.

A bill for the relief of Samuel Motheral, of Wilson county.

A bill to authorise the adjudication of grants No. 855 and No. 857 and to issue duplicates.

A bill for the relief of Stephen Roach.

A bill to enlarge the town of Statesville in Wilson county, and for other purposes—and

A bill to authorize George Gordon to erect a dam across the North sluice of Nolichucky river.

Were severally read the third time and passed.

A bill for the relief of Henry Holmes,

Was read the third and last time in both houses, passed and

Ordered, To be engrossed.

Mr. Brown from the joint select committee to whom was referred, a bill to establish Loan Offices in the State of Tennessee returned the said bill with a proposed amendment in lieu thereof from the word "a bill" which he reported had been agreed in committee.

The title to the said bill having been stricken out and the following inserted in lieu thereof "a bill to establish a Bank of the State of Tennessee."

The bill as amended was then put on its second reading and passed.

Received from the house of representatives by two of their members.

A bill to prevent indictments or presentments from being commenced or prosecuted after a limited time.

Which was read,

Ordered, That Mr. Blair have leave to withdraw the said bill for amendment.

Ordered, That Mr. Reynolds have leave to withdraw for amendment,

A bill to authorize Thomas Coleman to build a mill on Duck river and for other purposes.

Ordered, That Mr. Standifer have leave to withdraw for amendment,

A bill for the relief of the persons therein named.

Ordered, That Mr. Gass have leave to withdraw for amendment,

A bill to locate and build a court house in the county of Greene.

A bill to alter the place of holding a precinct election in Dixon county.

Which had been ordered to lie on the table, was taken up, read the first time and passed,

Ordered, That the said bill be sent to the house of representatives.

A bill to authorise the sheriff of Overton and White counties to advertise lands in the Sparta Gazette printed in the town of Sparta, and for other purposes,

Was read the second time,

Mr. Brewer offered an amendment to the bill which was received,

And the bill as amended put on its second reading and passed.

Mr. Lowry submitted the following resolution which was adopted.

Resolved, by the general assembly of the state of Tennessee, That William Dillard and Jones Griffin of the county of Monroe and Robert Houston of the county of Blount be and they are hereby appointed justices of the peace in their respective counties.

The senate adjourned to to-morrow morning 9 o'clock.

WEDNESDAY, July 19, 1820.

The clerk of the house of representatives delivered in at the speaker's table enrolled bills of the following titles, signed by the speaker of that house, to wit :

An act for the relief of Josiah Dixon.

An act for the benefit of William Massengill.

An act for the relief of the persons therein mentioned

An act to provide for holding the elections therein named.

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

Received from the house of representatives by two of their members.

A bill to divorce Sally Burns from her husband Williams Burns.

Which was read the first time and the question thereon being taken, shall this bill pass its first reading, the ayes and noes being required, it was determined in the negative.

In the affirmative.

Mr. Atkinson

Bunch

Lowry

Miller

Reynolds

Williams—~~6~~

In the negative.

Mr. Speaker Weakley

Blair

Brewer

Brown

Gass

Huntsman

Moore

Parrish

Seawell

Standifer

Wallace—~~11~~

And so the said bill was rejected.

Mr. Gass who had withdrawn for amendment, a bill to locate and build a court house in the county of Greene, returned the same with proposed amendments which were received.

Mr. Blair offered as an amendment to the bill that in the event the court house should be removed from the place where the old court house now stands then and in that case the owners of lots near the old court house shall be compensated for such damage as they may sustain in consequence of such removal by the persons who are benefitted by such removal.

On the question for receiving the proposed amendment, the ayes and noes being required it was determined in the negative.

In the affirmative.

Mr. Atkinson
Blair
Edmiston.
Moore
Williams—5.

In the negative.

Mr. Brewer
Bunch
Douglass
Gass
Harris
Huntsman
Lowry
Parrish
Seawell
Standifer 10

Mr. Blair then offered as an amendment to the said bill the following proviso. *Provided nevertheless, That* if the citizens who reside contiguous to the present court house, shall purchase a lot in the centre of said town and shall by deed in fee simple, convey the said lot to the commissioners of said town for the use of the county, then and in that case the court house shall be built on said lot..

On the question for receiving the proposed amendment, the ayes and noes being required it was determined in the affirmative.

In the affirmative.

Mr. Atkinson
Blair
Brown
Edmiston
Moore
Standifer
Williams
Reynolds
Wallace—9.

In the negative.

Mr. Brewer
Douglass
Gass
Harris
Huntsman
Lowry
Parrish
Sewell—8.

Mr. Huntsman offered as an amendment to the bill a proviso that the lot selected and offered as a donation by those persons owning lots near the present court house and also the lot proposed as a donation by John Balch shall both be put in nomination at the election contemplated to be holden in the bill for locating the seat of justice in said county, and if on counting out the votes it shall appear that there is a majori-

ty of two hundred votes in favour of locating the said seat of justice near the said big spring the new court house shall be built there accordingly.

On the question for receiving the proposed amendment the ayes and noes being required it was determined in the negative.

In the affirmative.

Mr. Weakley, Speaker.

Douglass

Gass

Harris

Huntsman

Lowry

Parrish

Seawell—8.

In the negative.

Mr. Atkinson

Blair

Brewer

Brown

Bunch

Edmiston

Moore

Reynolds

Standifer

Williams—10.

The bill as amended was then put on its second reading and passed.

Received from the house of representatives by two of their members.

A bill to divorce Sally Burns from her husband William Burns.

A bill to divorce Polly Rabourn from her husband Hiram Rabourn.

A bill to divorce Nircissa Johnston from her husband John Johnston.

A bill to divorce Henrietta Brown and to alter her name.

A bill to divorce Hugh Malary from his wife.

A bill to divorce Ambrose Hutchison from his wife Sarah.

A bill to divorce John Shasted of Jackson county from his wife Elizabeth Shasted.

Which bills were severally read the first time and rejected.

Received from the house of representatives by two of their members.

A bill to repeal the 4th section of the act amendatory

of the land law of 1819, passed November 27th, 1819.

A bill supplemental to an act entitled "an act making provision for the adjudication of North Carolina Land Claims, and for satisfying the same by an appropriation of the vacant soil south and west of the Congressional reservation line, and for other purposes, passed at Murfreesborough on the 23rd day of October 1819.

A bill to provide for certain land claims.

A bill for the relief of Benjamin M'Culloch.

A bill for the relief of Ballard Caldwell.

A bill to establish a separate election in the county of Rutherford.

A bill to alter and extend certain turnpike roads therein named.

Which bills were severally read the first time and passed.

Mr. Blair who had withdrawn for amendment,

A bill to prevent indictments and presentments from being commenced after a limited time—returned the same with a proposed amendment which was received and the bill as amended, put on its first reading and passed.

Mr. Standifer who had withdrawn for amendment,

A bill for the relief of the persons therein named—returned the same with a proposed amendment, which was received; the title to the said bill having been stricken out from the word, "a bill," and the following substituted in lieu thereof—A bill to direct the Register in this state to issue grants on certain land warrants.

The bill as amended was then put on its first reading and passed.

The clerk of the house of representatives delivered in at the speaker's table enrolled bills of the following titles, signed by the speaker of the house, to wit:

An act to authorize the commissioners for the adjudication of North Carolina Land Claims, to examine Grants No. 855 and 857 and to issue duplicates.

An act for the relief of Stephen Roach.

Ordered, That the said enrolled bills be signed by the Speaker of the senate and deposited in the office of the Secretary of state.

A bill to restrain and punish the crime of bigamy.

A bill authorising the commissioners to issue warrants in certain cases.

A bill for the relief of William Gorham.

A bill authorising a separate election in the county of Jefferson.

A bill authorising the sheriff of Giles county to hold an election for the purpose of electing Alderman, for the town of Pulaski, and for other purposes.

A bill for the relief of Walter Robinson.

A bill to compel owners of mill dams on Little Pigeon river, in Sevier county, to put slopes therein.

A bill to establish a town on the lands of Gideon Thompson, in the county of Rutherford.

A bill for the benefit of Arthur B. Campbell.

A bill for the relief of Vincent Rust—and

A bill to alter the times of holding the courts therein mentioned.

Were severally read the second time and passed.

A bill to amend and explain an act passed at Murfreesborough, November 19, 1819, to dispose of the lands lying between the rivers Hiwassee and Tennessee and north of Little Tennessee river—and

A bill relative to costs and appeals in particular cases.

Were both read the second time amended and passed.

A bill for the relief of Samuel F. Bittick—and

A bill to appoint additional Trustees for Maury Academy in the county of Jefferson.

Were both read the third time and passed.

A bill to incorporate the inhabitants of the town of Kingston, in the county of Roane.

Was read the third and last time in both houses, passed and

Ordered, To be engrossed.

Received from the house of representatives by two of their members.

A bill to divorce Dicy Porter from her husband.

Which was read the first time—Mr. Reynolds offered an amendment in lieu of the whole bill, which was received, the title to the said bill having been stricken out and the following inserted in lieu thereof, A bill for the benefit of Dicy Porter and others.

The bill as amended was then put on its first reading and passed.

Mr. Reynolds who had withdrawn for amendment,

A bill for regulating the time of holding the courts therein named—returned the same with a proposed amendment, which was received.

Ordered, That the said bill as amended lie on the table.

Mr. Reynolds who had withdrawn for amendment,

A bill for the relief of James Holland—returned the same with a proposed amendment—which was rejected. Mr. Brown offered an amendment to the bill which was received, and the bill put on its second reading and passed.

Ordered, That Mr. Atkinson have leave to withdraw for amendment,

A bill supplemental to an act passed in the year, 1809, appointing commissioners for the town of Shelbyville.

Ordered, That Mr. Huntsman have leave to withdraw for amendment,

A bill for the relief of the persons therein named.

Mr. Brown submitted the following resolution which was adopted.

Resolved, That Samuel P. M'Fall and Griffith Mirrick be and they are hereby appointed Justices of the Peace in and for the county of Humphres, and also, John H. Marable is hereby appointed a Justice of the Peace for Montgomery county, and, also, that John B. Wilkes and Jonathan Bills be appointed Justices of the Peace for Maury county.

The senate adjourned to to-morrow 9 o'clock.

(105)
THURSDAY, July 20, 1820.

Mr. Seawell from the committee of enrollments reported that the committee had examined bills of the following titles and found the same truly enrolled, to wit :

An act for the relief of Henry Holmes.

An act to incorporate the inhabitants of the town of Kingstons in the county of Roane, and for other purposes.

Ordered, That the said enrolled bills be signed by the Speaker of the Senate and Speaker of the House of Representatives.

The Clerk of the House of Representatives delivered in at the Speaker's table, an enrolled bill of the following title signed by the Speaker of that house, to wit :

An act to authorize George Gordon to erect a dam across the North sluice of Nolichucky river.

Ordered, That the said enrolled bill be signed by the speaker of the Senate and deposited in the office of the Secretary of State.

Mr. Seawell submitted the following resolution which was adopted.

Resolved, That the secretary of State be required to deliver to Daniel Cherry of Wilson county certain documents accompanying a bill for his relief rejected at the last session of this legislature.

Received from the house of Representatives by two of their members.

A bill for the benefit of Robert Rogers.

A bill altering the place of electing the Brigadier General of the 9th Brigade.

A bill for the relief of the assignees of Phelps Read.

A bill for the relief of John and Andrew Townsend.

A bill to authorize John W. Simpson to open and keep in repair a turnpike road.

A bill for the benefit of William Marchbanks and others.

A bill for the relief of securities in certain cases.

A bill allowing the several principal surveyors appointed at the last session of this general assembly, additional fees in certain cases.

A bill defining the punishment to be inflicted on persons convicted of the crimes therein mentioned.

A bill for the relief of John Farmer——and

A bill for the relief of Henry Logan.

Which bills were severally read the first time and passed.

Received from the house of representatives by two of their members.

A bill to provide for the payment of the members, clerks and doorkeepers of this general assembly and to defray the necessary contingent expences thereof.

Which was read the first time amended and passed.

Received from the house of representatives by two of their members.

A bill for the advantage of securities.

Which was read the first time and rejected.

Mr. Arkinson who had withdrawn for amendment.

A bill supplemental to an act passed in the year 1809 appointing commissioners for the town of Shelbyville, returned the same with a proposed amendment, which was received and the bill as amended put on its second reading and passed.

Mr. Reynolds who had withdrawn for amendment.

A bill to authorise Thomas Coleman to build a mill on Duck river, and for other purposes, returned the same without amendment.

The bill was then put upon its second reading and passed.

A bill to amend an act passed at Murfreesborough on the day of 1819 authorizing Spencer E. Gibson to open a turnpike road.

Which had been ordered to lie on the table was taken up, read the first time and passed.

The clerk of the house of representatives delivered in at the speaker's table.

A remonstrance of sundry citizens of Davidson

county on the subject of the *Loan Office bill* couched in the same language and embracing the same objects as a memorial presented to the senate and noticed on the journal of the 17 inst. but having different signers.

Ordered, That the said remonstrance lie on the table until the first day of January 1821.

Mr. Huntsman who had withdrawn for amendment,

A bill for the relief of the persons therein named, returned the same with a proposed amendment.

Ordered, That Mr. Reynolds have leave to withdraw the said bill and proposed amendment for amendment.

Ordered, That Mr. Reynolds have leave to withdraw the said bill and proposed amendment for amendment.

Ordered, That Mr. Brewer have leave to withdraw for amendment.

A bill to reduce the bounds of Wayne county and to establish the seat of justice therein.

A bill for the relief of Joel Dyer and Robert Henry Dyer.

A bill to repeal an act more effectually to prevent obstructions in the navigable rivers in this state passed at Murfreesborough 24th Nov. 1819—and

A bill to authorize the board of commissioners for the adjudication of North Carolina land claims to adjudicate certain claims therein named.

Were severally read the second time and rejected.

Mr. Brown submitted the following resolution which was adopted.

Resolved, That Valentine Allen be and he is hereby appointed a justice of the peace for Montgomery county in this state.

Mr. Miller submitted the following resolution which was adopted.

Resolved, That Absalom Kayle be and he is hereby appointed a justice of the peace for Hawkins county.

A bill for the relief of Lee Sullivan.

A bill to repeal the second section of an act passed 29th Nov. 1819.

A bill for the relief of Robert Brank.

A bill to regulate the corporation of the town of Murfreesborough.

A bill to establish a town at the lower side of the mouth of Red river in the county of Montgomery by the name of the town of Cumberland.

A bill to allow wharfage to certain persons therein named.

A bill to make legal the judicial acts of James Norville an acting justice of the peace of Bedford county.

A bill for the relief of the heirs of William Blackmore deceased.

A bill to remove the surveyors office of the 3d district from Sparta to the court house in Marion county.

A bill for the relief of Edward Butler.

A bill for the relief of the heirs of Jacob Castleman.

A bill for the relief of John Davis.

A bill to prevent the sheriff of Stewart county from selling certain lands therein mentioned.

A bill supplemental to an act passed Knoxville, 19 Nov. 1817 entitled "an act to authorize Samuel Terry, Peter Hoodenpile and William Rainey to open and establish turnpike roads,"—and

A bill to establish the town of Jackson in the county of Bedford.

Were severally read the second time and passed.

A bill to amend the law now in force directing the payment of costs in criminal prosecutions.

Was read the second time, and the question thereon being taken, shall this bill pass its second reading, the ayes and nays being required, it was determined in the affirmative.

In the affirmative.

Mr. Weakley, Speaker
Atkinson
Brewer
Douglass

In the negative.

Mr. Blair
Brown
Edmiston
Moore

Huntsman

Lowry

Seawell

Standifer

Wallace—9.

Miller

Parvish

Reynolds

Williams—8.

And so the said bill passed.

A bill to repeal so much of the 5th section of an act passed Nov. 24, 1819 as respects the navigation of Harpeth river and to prevent obstructions in the same.

A bill for regulating the time of holding the courts therein named.

A bill to prevent obstructions in the navigation of Sandy—and,

A bill for the benefit of the county of Monroe.

Were severally read the second time amended, and passed.

A bill for the benefit of Spencer E. Gibson.

A bill to punish and restrain the crime of bigamy—and,

A bill to provide for the attainment of titles to lots in the town of Leesburg.

Were severally read the third time and passed.

A bill for the benefit of Warner L. Brain—and

A bill for the benefit of William B. Gorham.

Were both read the third and last time in both houses, and

Ordered, To be engrossed.

A bill for the relief of those who may have claims lying north of the Kentucky line.

Was read the third time, various amendments were offered to the bill and received.

Ordered, That the bill as amended lie on the table.

The senate adjourned to to-morrow 9 o'clock.

FRIDAY, JULY 21, 1820.

A bill establishing a bank of the state of Tennessee.

Was taken up on its third and last reading in both houses.

Mr. Brown moved to strike out of the second section of the bill the words "in the town of Murfreesborough removable at the pleasure of the state," which words designated the place of locality of said bank.

On the question for striking out, the ayes and noes being required, it was determined in the affirmative.

In the affirmative.

In the negative.

Mr. Speaker, Weakley

Mr. Atkinson

Blair

Bunch

Brewer

Moore

Brown

Standifer

Edmiston

Wallace

Gass

Williams—6.

Huntsman

Lowry

Miller

Parrish

Reynolds

Seawell—12.

Mr. Brown then moved to fill the blank occasioned by striking out the said words with the word Nashville as the place of locality.

On the question for filling the blank, the ayes and noes being required it was determined in the affirmative.

Ayes.

Noes.

Mr. Speaker Weakley

Mr. Atkinson

Blair

Bunch

Brewer

Harris

Brown

Moore

Edmiston

Parrish

Gass

Standifer

Huntsman

Wallace

Lowry

Williams—8.

Miller

Reynolds

Seawell—11.

Mr. Atkinson then moved to strike out the word Nashville, and insert in lieu thereof the word Franklin.

On the question for striking out and inserting, the ayes and noes being required it was determined in the negative.

In the affirmative.

Mr. Atkinson
Parrish
Williams—3.

In the negative.

Mr. Speaker Weakley
Blair
Brewer
Brown
Bunch
Edmiston
Gass
Harris
Huntsman
Lowry
Moore
Miller
Reynolds
Seawell
Standifer
Wallace—16.

Mr. Brown then offered an additional section to the bill, which provides that there shall be a branch of said bank located at Knoxville and that four tenths of the capital of said bank shall be deposited in said branch.

On the question for receiving the proposed amendment, the ayes and noes being required it was determined in the affirmative.

Ayes.

Mr. Speaker Weakley
Atkinson
Blair
Brewer
Brown
Edmiston
Gass
Harris
Huntsman
Lowry
Miller

Noes.

Mr. Bunch
Moore
Standifer
Wallace
Williams—5.

Parrish

Reynolds

Seawell-14

Mr. Brown then moved to strike out the words, and the ordinary revenue of the state ~~not~~ otherwise appropriated at the end of the 5th section and to insert in lieu thereof, an amendment pledging the faith of the state for the ultimate redemption of the notes issued by the said bank.

On the question for striking out and amending the ayes and noes being required, it was determined in the affirmative.

Ayes.

Mr. Speaker Weakley

Atkinson

Blair

Brewer

Brown

Douglass

Edmiston

Gass

Harris

Huntsman

Lowry

Parrish

Reynolds

Wallace-14

Noes.

Mr. Bunch

Moore

Miller

Seawell

Standifer

Williams-6

Mr. Williams then moved to strike out the 15th section of the bill, which prohibits any justice of the peace or clerk of any court in this state from issuing any execution on any judgment or decree unless the plaintiff by himself or his attorney shall endorse on the execution, that the notes issued by this bank will be received in satisfaction of said execution in the same manner that other notes are made receivable by an act regulating proceedings on judgments, passed Nov. 24, 1819.

On the question for striking out, the ayes and noes being required it was determined in the negative.

Ayes.

Mr. Moore
Parrish
Standifer
Williams—

Noes.

Mr. Speaker Weakley
Atkinson
Brewer
Douglass
Edmiston
Gass
Harris
Lowry
Miller
Wallace
Reynolds—11.

Mr. Brown then offered an additional section as an amendment, to the bill, which section authorises the "Nashville Bank," and "The President directors and company of the Bank of the State of Tennessee," to consolidate and incorporate themselves and branches with this bank under certain limitations and provisions.

And on the question for receiving the proposed amendment, the yeas and noes being required, it was determined in the affirmative.

Ayes.

Mr. Speaker Weakley
Blair
Brewer
Brown
Bunch
Douglass
Edmiston
Gass
Huntsman
Lowry
Miller
Parrish
Reynolds
Seawell
Wallace—15

Noes.

Mr. Atkinson
Harris
Moore
Standifer
Williams—5

Various other amendments were offered to the said bill and received.

Ordered, That the further consideration of the bill be postponed until to-morrow.

A bill to allow whariage to certain persons therein named, was taken up, on its third and last reading in both houses.

And the question thereon being taken, shall the bill pass, the ayes and noes being required, it was determined in the affirmative.

Ayes.

Mr. Speaker Weakley

Brewer

Bunch

Harris

Huntsman

Lowry

Moore

Miller

Parrish

Sewell

Standifer-11

Noes.

Mr. Atkinson

Hair

Brown

Gass

Reynolds

Wallace

Williams-21

And so the said bill passed and was,

Ordered, To be engrossed.

Ordered, That Mr. Gass have leave to withdraw for amendment, a bill for the relief of Nancy Melborne and her children.

Ordered, That Mr. Williams have leave to withdraw for amendment, a bill to alter the times of holding the courts therein mentioned.

Mr. Reynolds who had withdrawn for amendment,

A bill for the relief of the persons therein named, returned the same, together with the amendment offered by Mr. Huntsman, which was received.

Ordered, That the bill as amended lie on the table.

A bill to provide many good things for this state, and to keep them when provided, which had been ordered to lie on the table was taken up, the title to the

said bill stricken out and the following substituted in lieu thereof to wit:

A bill to provide for the claims therein mentioned.

A bill was then put on its first reading, amended and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill for the relief of Edward Scott, and

A bill for the relief of Benjamin M' Culloch.

Were both read the second time and passed.

A bill to amend an act entitled, an act to authorise James Bruce to build a mill on Duck river, and for other purposes—and,

A bill to provide for certain land claims therein mentioned.

Were both read the second time amended and passed.

A bill for the relief of William Young.

Was read the third time and passed.

A bill for the relief of those who may have claims lying north of the Kentucky line.

Was read the third time amended and passed.

A bill prescribing the duty of the justices of the county of Washington in a certain case, therein mentioned.

Was read the third and last time in both houses passed, and

Ordered, To be engrossed.

Mr. Atkinson submitted the following resolution, which was adopted.

Resolved, That Allen Perry and Joel Hurt be and they are hereby appointed justices of the peace for the county of Bedford.

The senate adjourned to to-morrow morning 9 o'clock.

SATURDAY, July 22, 1820.

A bill for the relief of James Holland, was taken up on its third reading.

Mr. Brown moved to strike out the first section of the bill and to reinstate the first section of the original

bill, which appeared to have been stricken out in the house of representatives.

On the question for striking out and reinstating, the ayes and noes being required it was determined in the affirmative.

In the affirmative.

Mr. Speaker Weakley .

Atkinson

Blair

Brown

Bunch

Douglass

Gass

Harris

Moore

Miller

Parrish

Seawell

Standifer

Wallace

Williams—15.

In the negative.

* Mr. Brewer

Edmiston

Lowry

Reynolds—4.

The bill as amended was then put on its third reading and passed.

The clerk of the house of representatives handed in at the speaker's table following preamble and resolution which was read and concurred in by the senate.

Whereas, an act was passed at Murfreesborough, on the 25th of November, 1819, entitled an act for the relief of Robert Burton, directing the Commissioners for the land office to issue to Robert Burton a certificate for five thousand acres of land by virtue of an entry made by Thomas Imlae on the 16th of April, 1784, in John Armstrongs Office for 5000 acres of land which was transferred to John Nichols to whom a warrant issued which was assigned to the said Robert Burton, and a grant issued thereon to said Burton by the state of North Carolina provided the said Robert surrender to said commissioners, the above recited grant to be cancelled and vacated—and whereas it is

represented to the general assembly that said original grant, is lost or mislaid so that the same cannot be produced.—Therefore,

Resolved, by the general assembly of the state of Tennessee, That the commissioners for the adjudication of North Carolina land claims be and they are hereby directed to issue to the said Robert Burton a certificate for said 5000 acres of land by virtue of said grant—Provided the said Robert Burton, surrenders to said commissioners said grant or a copy thereof, to be canceled and vacated.

Mr. Huntsman submitted the following resolution which was adopted

Resolved, That the secretary of state is hereby authorized to deliver to Thomas Taylor his title papers filed at the last session of the General Assembly for the purpose of getting a land warrant.

Mr. Douglass presented the remonstrance of fifteen citizens of Sumner county couched in the same language and embracing the same objects as a remonstrance of sundry citizens of Davidson county, noticed on the journal of the 17th inst. and also of a memorial presented to the senate, and noticed on the Journal of the 20 inst.

Ordered, That the said remonstrance be sent to the house of representatives.

A bill to amend the law now in force directing the payment of costs in criminal prosecutions.

Was read the third time and the question thereon being taken "shall the bill pass" the ayes and noes being required, it was determined in the affirmative.

In the affirmative

Mr. Speaker Weakley

Atkinson

Brewer

Douglass

Gass

Harris

Huntsman

In the negative.

Mr. Blair

Brown

Bunch

Edmiston

Moore

Miller

Parrish

Lowry
Seawell
Standifer

Reynolds
Williams—9.

Wallace—11.

And so the said bill passed.

Ordered, That the following reasons of Mr. Brown and Mr. Blair, for the vote by them given on the passage of the said bill, be entered on the Journal.

"We do hereby enter our protest against the passage of this bill, because in our opinion, it will prove ruinous to the state and absorb all its ordinary revenues, and if persisted in, will make a resort to a system of taxation necessary, which will be justly odious and extremely burthensome.

William L. Brown,
John Blair.

A bill to establish a bank of the state of Tennessee, was taken up.

Ordered, That the clerk do by message acquaint the House of Representative with the several amendments proposed by the senate to the said bill—and request that body should they agree to the said amendment or any of them, to send two of their members to see the same made.

The clerk of the house of representatives delivered in at the speaker's table enrolled bills of the following titles, signed by the speaker of that house, to wit:

An act making compensation to the persons therein named.

An act for the relief of Samael Motherall of Wilson county.

An act for the relief of Samuel F. Bittick, and

An act to appoint additional trustees for Maury Academy in the county of Jefferson.

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

Received from the house of representatives by two of its members

A bill for the relief of the heirs of Horatia De-
priest.

Which was read the first time and passed.

A bill to authorise the Surveyor General of the 13th
district to remove his office.

A bill to authorise the drawing of a lottery, to build
a Masonic Hall in Palaski.

A bill to release Isaac Robins from a forfeited re-
cognizance.

A bill to authorise the sale of a house and lot in Win-
chester.

A bill to alter the name of William Barnes and legi-
timate him by the name of William B. Pillow.

A bill to authorise William Wall to keep the clerk's
office at his own house in Morgan county.

A bill to authorise Jacob Brown to open and im-
prove the navigation of Cherokee Creek.

A bill for the relief of Woodson P. White.

A bill to authorise Joseph Rhenfro to build a mill-
dam on Wautauga river, in Carter county.

A bill to repeal part of the first section of an act pas-
sed on the 13th day of November, 1815, entitled "an
act to appoint a suitable person to open and keep in
repair that part of the road leading from South West
Point to Carthage, which lies on Cumberland Moun-
tain and to keep a turnpike thereon.

A bill to repeal part of an act entitled "an act to in-
corporate the turnpike companies therein mentioned.

A bill to authorise the county court of Roane coun-
ty to sell the jail in the town of Kingston, and for o-
ther purposes.

A bill for the relief of Walling Harris.

A bill to compell constables to pay money when
collected.

A bill to prevent the sacrifice of real property--and

A bill to establish separte elections in the counties
of Warren and Hardin, and for other purposes.

Were read the second time and passed.

A bill to alter the name of John Sullivan, and for other purposes.

Was read the second time and passed.

A bill for the relief of the executors of John Joseph Long, deceased.

A bill for the benefit of Francis Shaw, of Blount county and William Freeman.

A bill to exempt jailors from militia duty and for other purposes.

A bill to extend the town of Carthage, in the county of Smith—and

A bill to repeal so much of the 5th section of an act passed November 24, 1819, as respects the navigation of Harpeth river, and to prevent obstructions in the same.

Were severally read the third time and passed.

A bill to extend the sessions of the county court of Greene, and

A bill for the benefit of the county of Monroe.

Was read the third time and passed.

A bill to amend an act entitled "an act to prohibit the keeping of billiard tables in this state," passed at Knoxville on the 25 November, 1817.

A bill for the relief of Philip Hoodenpile, senr.

A bill to repeal an act authorising a sepearte election in Jackson county.

A bill to authorise Jacob Holland, David Cunningham, Christopher Winters, and others to open a turnpike road—and

A bill to provide for establishing a new Courthouse in the county of Morgan.

Were severally read the third and last time in both houses, passed and

Ordered, To be engrossed.

Mr. Williams who had withdrawn for amendment,

A bill to alter the time of holding the courts, therein mentioned.

Returned the same with a proposed amendment, which was received and the bill put on its second reading and passed.

Ordered, That Mr. Parrish have leave to withdraw for amendment.

A bill to fix the times of holding the several courts therein mentioned.

Ordered, That Mr. Harris have leave to withdraw for amendment.

A bill supplemental to an act entitled "an act to authorise the county court of Franklin to lay a tax for the purpose of building a jail in said county, and for other purposes, passed at Murfreesborough, October 21, 1819.

The Senate adjourned to Monday morning 9 o'clock.

MONDAY, July 24, 1820.

Mr. Seawell from the committee of enrollments reported that the committee had examined enrolled bills, of the following titles and found the same truly enrolled, to wit :

An act to allow wharfage to certain persons therein named.

An act prescribing the duty of the Justices of the county of Washington in a certain case therein mentioned.

An act for the relief of William Young.

An act to restrain and punish the crime of bigamy.

An act for the benefit of William P. Gorham.

An act for the relief of Warner L. Brain.

An act to authorise Jacob Holland, David Cunningham, Christopher Winters and others to open and establish a turnpike road.

An act to amend act entitled "an act to prohibit the keeping of Billiard tables in this state," passed on the 25th day of November, 1817—and

An act to repeal an act entitled "an act authorising a separate election in Jackson county.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and sent to the house of representatives.

Mr. Gass submitted the following reasons, explanatory of a vote by him given on the 22d inst. on the passage of a bill to amend the law now in force, directing the payment of costs in criminal prosecutions.

Ordered, That said reasons be entered on the journal.

"My reasons for voting in favor of the bill making it the duty of either of the public treasurers of this state to pay the cost arising on all trials above the grade of petit larceny, in cases where there may be a change of venue and the defendant unable to pay the cost on, because I think it will be the means of forcing some future legislature to make a change in the present court system, from that of circuit courts, to that of the old superior courts as heretofore established—as I am fully persuaded, that, that court, is the safest tribunal with respect to life, liberty and property, and would not have the tendency of drawing the state revenue out of the public treasury, as the present system will inevitably do.

John Gass.

The Clerk of the House of Representatives delivered in at the Speaker's table, enrolled bills of the following titles signed by the Speaker of that house, to wit:

An act authorizing the county court of Overton, to employ some suitable person to transcribe and make a suitable index to the records of the county court and for other purposes.

An act to extend the town of Carthage in the county of Bartholomew.

An act for the relief of Spencer L. Gibson.

An act to amend an act passed on the 2d day of March, 1814, entitled "an act to authorize James Brown to build a mill on Duck river, and for other purposes.

An act to provide for the attainment of titles to lots in the town of...

An act for the relief of James Holland.

Ordered, That the said enrolled bills be signed by

the speaker of the senate and deposited in the office of the Secretary of State.

Mr. Harris who had withdrawn for amendment, a bill supplemental to an act entitled, an act to authorize the county court of Franklin to lay a tax for the purpose of building a jail in said county and for other purposes, passed at Martinsborough Oct. 21st 1819; returned the same with a proposed amendment which was received—and

The bill as amended put on its second reading and passed.

Mr. Brewer who had withdrawn for amendment,

A bill to reduce the bounds of Wayne county and to establish the seat of justice therein, returned the same with a proposed amendment which was received, and

The bill as amended put on its second reading and passed.

Ordered, That Mr. Atkinson have leave to withdraw for amendment.

A bill to amend an act passed at Knoxville 24, Nov. 1817 entitled, an act to provide for leasing school lands and for other purposes.

Received from the house of Representatives by two of their members.

A bill to amend the several laws now in force in this state respecting public roads—and,

A bill to amend an act supplemental to an act entitled, an act to condense and bring into view the former laws of this state, passed at Martinsborough the 20th Nov. 1812.

Which were both read the first time and passed.

A bill to provide for the appointment of commissioners on the part of this state to go with the commissioners appointed by the general assembly of the state of North Carolina to run and mark the boundary line between this state and the said state of North Carolina.

Which bill had been ordered to lie on the table, was taken up, read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill for the relief of Henry Logan.

A bill for the relief of William Good.

A bill to alter and extend certain turnpike roads there named.

A bill to prevent indictments and presentments from being commenced or presented after a limited time.

A bill to establish a separate election in the county of Rutherford and for other purposes.

A bill to alter the place of holding a precinct election in Dixon county.

A bill to repeal the fourth section of an act amendatory of the land law of 1819 passed Nov. 27 1819.

A bill to alter the place of meeting of the returning officers of the solicitorial district composed of the counties of Warren and Franklin.

A bill to direct the registers in this state to issue grants on certain land warrants.

A bill for the relief of Roswell Hall esq.

A bill to amend an act passed at Martinsborough on the day of 1819 authorizing Spencer E. Gibson to open a turnpike road—and,

A bill to extend the navigation of Stones river.

Were severally read the second time and passed.

A bill supplemental to an act entitled "an act to revise and amend the militia laws of this state, passed in the year 1819.

A bill to authorise the county court of Greene to call on the president, directors and company of the Noli-chucky navigation company.

A bill giving preference to occupants south of French Broad and Holston.

A bill for the benefit of the Unicoi turnpike company.

A bill for the relief of George Smith—and

A bill to provide for the payment of the members, clerks and door keepers of this general assembly and to defray the necessary contingent expences thereof.

Were severally read the second time amended & passed.

A bill exempting the persons of debtors from arrest.
Was read the second time and rejected.

A bill for the relief of Mathew Hearon or his legal
representatives and for other purposes.

A bill for the relief of Edward Scott.

A bill to authorize Jacob Brown to open and im-
prove the navigation of Cherokee creek.

A bill to establish a town at the lower side of the
mouth of Red river, in the county of Montgomery by
the name of the town of Cumberland.

A bill for the relief of Vincent Rust.

A bill to provide for certain land claims therein
mentioned.

A bill for the benefit of Arthur B. Campbell.

A bill authorizing a separate election in the county
of Jefferson.

A bill supplemental to an act passed in the year 1809
appointing commissioners for the town of Shelbyville
and,

A bill to remove the surveyor's office of the 3d dis-
trict from Sparta to the court house of Marion county.

Were severally read the third time and passed.

A bill for the relief of John Davis.

Was read the third time amended and passed.

A bill for the relief of Benjamin M'Outloch and
William Hill.

A bill to lay off and establish a separate election in
the county of White.

A bill to establish a town on the lands of Gideon
Thompson in the county of Rutherford.

A bill for the relief of Walter Robinson.

A bill for the relief of Woodson P. White.

A bill to make legal the judicial acts of James Nor-
ville an acting justice of the peace of Bedford county.

A bill to authorize Joseph Rhensro to build a mill
dam on Watauga river in Carter county.

A bill to repeal part of an act entitled, an act to in-
corporate the turnpike companies therein mentioned.

A bill to authorize the county court of Roane county

to sell the jail in the town of Kingston, and for other purposes.

A bill for the relief of the heirs of William Blackmore, deceased.

A bill to authorise William Wall to keep clerk's office at his own house in Morgan county.

A bill for the relief of the heirs of Jacob Castleman.

A bill to compel owners of mill dams on Little Pigeon river in Sevier county, to put slopes therein—and,

A bill authorizing the sheriff of Giles county to hold an election for the purpose of electing Aldermen for the town of Palaski and for other purposes.

These severally read the third and last time in both houses passed, and

Ordered, To be engrossed.

Received from the house of representatives by two of their members.

A bill for the relief of Randal Miller—and

A bill to repeal part of the 12th section of an act entitled, an act requiring the principal surveyor of the third district to extend the eastern and western boundaries of his district, to the southern boundary of the state or north bank of Tennessee river, passed at Murfreesborough Nov. 29, 1819.

Which bills were both read the first time and passed.

Received from the house of representatives by two of their members.

A bill to divorce John Hrglett and wife, and also to divorce Sarah Caps from her husband, and for other purposes.

Which was read the first time and rejected.

A bill for the benefit of Margaret M'Farland and for other purposes, which had been ordered to lie on the table was taken up, read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

Ordered, That Mr. Gass have leave to withdraw for amendment.

A bill altering a part of the turnpike road in the county of Greene, and for other purposes.

Ordered, That Mr. Brewer have leave to withdraw for amendment.

A bill for the relief of Isaac Walker.

Mr. Speaker Weekley presented the memorial of a part of the commissioners appointed at the last session of the general assembly to settle with certain delinquent officers of Greene county containing a statement of certain facts, relative to the discharge of the duties of their appointment and vindicating their conduct against the imputation of censure which they were advised had been attempted to be cast upon them, which was read, and,

Ordered, To be sent to the house of representatives.

The clerk of the house of representatives delivered in at the speaker's table the following preamble and resolution, which was read and concurred in by the senate to wit:

Whereas, a warrant was issued by J. Glasgow, secretary of North Carolina No. 4747 dated the 16th of January 1797 to Charles Ogle, a private, for two hundred and seventy four acres of land, and one for two hundred and seventy-four acres of land to John Taylor, a private, No. 4516, dated 22d December 1796, and one for two hundred and seventy-four acres of land to John McCulloch, a private, No. 4497, dated the 22d December 1796, and one for three hundred and twenty acres to James Shanklin, a private, No. 4752, dated 16th February 1797, and one for three hundred and twenty acres of land to Peter Raine No. 4751, dated 16th February 1797, on which there is an endorsement that a duplicate is to issue for 274 acres, also a warrant for 640 acres to the heirs of Thomas Mosely number 1309, and whereas said warrants have never been regularly assigned by the persons to whom they were respectively issued, but by others, by reason whereof the commissioners for the adjudication of North Carolina land claims refuse to adjudicate and

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issue duplicate warrants or certificates to the present holders of said warrants, Therefore.:

Resolved by the General Assembly of the state of Tennessee, That the commissioners for the adjudication of North Carolina land claims, be and they are hereby directed to adjudicate the above recited warrants, and if they are satisfied they are good and genuine warrants, and that no grants have ever issued thereon, they shall make out duplicate warrants or certificates to the respective persons to whom the above warrants were originally issued for the respective quantities to which each may be entitled, and upon application deliver said duplicate warrants or certificates to the persons to whom the above recited warrants were last assigned to be entered in the name of the persons to whom they were originally issued.

The clerk of the house of representatives delivered in at the speaker's table, a message of non-concurrence with the several resolutions adopted by the senate during the present session, appointing justices of the peace.

The senate adjourned to morning 9 o'clock.

TUESDAY, July 25, 1860.

Mr. Gass handed in the following certificate of John Balch in justification of his Mr. Gass conduct touching the appointment of additional commissioners to settle with delinquent officers of Greene county; which was read, and

Ordered, To be entered on the journal, to wit:

"This is to certify that a few days before I left home for this place, I was in conversation with one of the delinquent officers of Greene county, who told me he understood Col. Gass and myself were going to alter or amend the law passed at the last session appointing commissioners to settle with the delinquent officers of said county; he observed it would not effect him, for he had made a settlement with said commissioners and given his note for \$700 being the balance due said

county. I asked him if he gave security—he told me the law did not require it; I observed it was certainly the intention of the law that good and sufficient security should be given in such cases, but as I was not a commissioner, I would say no more on the subject.—A few days after in conversation with Mr. Sevier one of the commissioners, I informed him what took place between said delinquent officer and myself. He denied knowing any thing about it and said if such a settlement had taken place it was when he was from home, I insisted on him to examine and let me know; he would give me no satisfaction on the subject, and I took it for granted, it was true and believe so yet.

JOHN BALCH.

The clerk of the house of representatives delivered in at the speaker's table, enrolled bills of the following titles signed by the speaker of that house, to wit:

An act for the relief of Mathew Hearn or his legal representatives—and

An act for the relief of Edward Scott.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and deposited in the office of the secretary of state.

A bill for the relief of the persons therein named.

Was read the second time.

And the question thereon being taken, "shall the bill pass, the ayes and noes being required it was determined in the affirmative.

In the affirmative.

Mr. Atkinson

Blair

Brown

Bunch

Edmiston

Gass

Lowry

Miller

Reynolds

In the negative.

Mr. Speaker Weakley

Brewer

Huntsman

Parrish

Williams—5.

Seawell

Standifer 14

And so the said bill passed.

The clerk of the house of representatives delivered in at the speaker's table a message in part concurring and in part non-concurring with the several amendments proposed by the senate to

A bill to establish a bank of the state of Tennessee.

Mr. Grundy and Mr. David from the house of representatives accompanied the bill and message to see the amendments made.

The senate then resumed the consideration of the said bill as amended.

Mr. Huntsman moved to strike out the word Murfreesborough in the second section and to insert in lieu thereof the word Nashville as the place at which the principal bank shall be located.

On the question for striking out and inserting, the yeas and nays being required, it was determined in the affirmative.

Yeas.

Mr. Speaker Weakley

Blair

Brewer

Brown

Douglass

Edmiston

Gass

Harris

Huntsman

Lowry

Miller

Parris

Reynolds

Seawell

Wallace--14

Noes.

Mr. Atkinson

Bunch

Moore

Standifer

Williams--5

Mr. Brown then moved to strike out of the 2d section the words 'removable at the pleasure of the state.'

On the question for striking out, the yeas and nays

being required it was determined in the affirmative.
In the affirmative.

Mr. Speaker, Weakley

Blair

Brewer

Brown

Bunch

Douglass

Edmiston

Gass

Harris

Miller

Reynolds

Seawell—12.

In the negative.

Mr. Atkinson

Huntsman

Lowry

Moore

Parrish

Standifer

Wallace

Williams—8.

Mr. Brown again offered an additional section as an amendment to the bill, which section provides that the Nashville bank, and The President directors and Company of the bank of the State of Tennessee may under certain limitations and provisions consolidate and incorporate themselves and Branches with this Bank, which amendment was amended on motion of Mr. Huntsman.

On the question for receiving the proposed amendment, the ayes and noes being required it was determined in the affirmative.

Ayes.

Mr. Speaker Weakley

Blair

Brewer

Douglass

Edmiston

Gass

Huntsman

Lowry

Miller

Reynolds

Wallace 11.

Noes.

Mr. Atkinson

Brown

Bunch

Harris

Moore

Parrish

Seawell

Standifer

Williams—9.

Ordered, That the clerk do by message acquaint the house of representatives with the several amendments

proposed by the senate to the said bill and insist on the same, with a request that should the house of representatives agree to said amendments or any of them to send two of their members to see it made.

Mr. Parrish who had withdrawn for amendment, a bill to fix the times of holding the several courts therein mentioned, returned the same without amendment, and the bill was put on its third reading and passed.

Mr. Gass who had withdrawn for amendment,

A bill for the relief of Nancy Milbourn and her children returned the same with a proposed amendment, which was received and the bill put on its first reading and passed.

Ordered, That the said bill be sent to the house of representatives.

Ordered, That Mr. Brewer have leave to withdraw for amendment.

A bill supplemental to an act entitled, an act making provision for the adjudication of North Carolina land claims and for satisfying the same by an appropriation of the vacant soil south and west of the congressional reservation line and for other purposes, passed at Murfreesborough on the 23d day of Oct. 1819.

Ordered, That Mr. Reynolds have leave to withdraw for amendment.

A bill supplemental to an act entitled, an act to revise and amend the militia laws of this state, passed at Murfreesborough on the 17 Nov. 1819.

Ordered, That Mr. Brown have leave to withdraw for amendment.

A bill for the relief of Lee Sullivan.

A bill to amend an act entitled, an act to dispose of the lands lying between the rivers Hiwassee and Tennessee and north of Little Tennessee, passed, at Murfreesborough Nov. 15 1819, which had been ordered to lie on the table, was taken up, read the first time, passed, and

Ordered, To be sent to the house of representatives.

A bill to amend the laws passed at the last session

of this general assembly prescribing the duty of rangers in the different counties in this state, which had been ordered to lie on the table was taken up.

Mr. Parrish offered an amendment in lieu of the whole bill which was received, the title to the said bill having been stricken out and the following substituted in lieu thereof, "a bill to divorce Thomas Gordon from his wife Polly.

The bill as amended was then put on its first reading and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill to return the circuit court of Sumner county to the second Mondays of March and September.

A bill respecting ferriage in Rhea county.

A bill to regulate the corporation of the town of Murfreesborough.

A bill for the relief of John and Andrew Townsend.

A bill providing for for the payment of courts martial and for other purposes.

Were severally read the second time and passed.

A bill to enlarge the town of Greenville in the county of Greene.

Was read the second time amended and passed.

A bill the better to define the limits of Humphreys county.

Was read the third time and passed.

A bill regulating the time of holding the courts therein named.

Was read the third time amended and passed.

A bill altering the place of electing the Brigadier General of the 9th Brigade—and

A bill for the relief of William Lee or his legal representatives.

Were both read the second time and rejected.

A bill for the relief of Edward Butts

A bill to authorise Thomas Coleman to build a mill on Duck river.

A bill to prevent obstructing the navigation of Sandy, and for other purposes.

A bill for the relief of Henry Logan.

A bill for the relief of Robert Brank.

A bill for the relief of Woolen Harris—and

A bill to prevent the sheriff of Stewart county from selling certain lands therein mentioned.

Were severally read the third and last time in both houses, passed and,

Ordered, To be engrossed.

The senate adjourned to to-morrow morning 9 o'clock.

WEDNESDAY, July 26, 1820.

Mr. Seawell from the committee of enrollments reported that the committee had examined enrolled bills of the following titles and found the same truly enrolled, to wit:

An act to authorize Joseph Rentsfro to build a mill dam on Watauga river in Carter county.

An act for the relief of Benjamin M'Culloch and William Hill.

An act for the relief of Walter Robinson.

An act to lay off and establish a separate election in the county of White.

An act to authorize William Wall to keep the clerk's office of the county of Morgan at his own house.

An act to repeal an act entitled, an act to incorporate the turnpike companies therein mentioned, passed Oct. 8, 1819.

An act to authorize Thomas Coleman to build a mill on Duck river.

An act to compell owners of mill dams on Little Pigeon river in Sevier county, to put slopes therein.

An act to establish a town on the lands of Gideon Thompson in the county of Rutherford.

An act for the relief of the heirs of Jacob Castleman deceased.

An act to authorize the county court of Roane coun-

ty to sell the jail in the town of Kingston, and for other purposes.

An act for the relief of Woodson P. White—and,

An act to authorize the sheriff of Giles county to hold an election for Aldermen for the town of Pulaski and for other purposes.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and sent to the house of representatives.

The clerk of the house of representatives delivered in at the speaker's table a message in part concurring and in part nonconcurring with the several amendments last proposed by the senate to, a bill to establish a Bank of the State of Tennessee." Mr. Grundy and Mr. David accompanied the bill from the house of representatives to see the amendments made.

The bill as amended was then put on its third and last reading in both houses.

And the question thereon being taken, shall the bill pass, the ayes and noes being required, it was determined in the affirmative.

In the affirmative.

Mr. Speaker, Weakley

Atkinson

Blair

Brewer

Doughlass

Edmiston

Gass

Harris

Huntsman

Lowry

Miller

Scawell

Wallace—13.

In the negative.

Mr. Brown

Bauch

Moore

Parrish

Reynolds

Standifer

Williams

And so the said bill passed and was,

Ordered, To be engrossed.

The clerk of the house of representatives delivered at the speaker's table the following resolution, which

was read and concurred in by the senate.

The house of representatives have adopted the following resolution and ask your concurrence.

Resolved by the general assembly of the state of Tennessee, That the printer for the state be required to print sixty copies of the bill establishing a bank of the state of Tennessee, for the use of the members of this general assembly.

Mr. Gass who had withdrawn from amendment.

A bill altering a part of the turnpike road in the county of Greene and for other purposes, returned the same without amendment, and the bill was put on its second reading and passed.

Mr. Reynolds who had withdrawn for amendment.

A bill supplemental to an act entitled, an act to revise and amend the militia laws of this state, passed at Murfreesborough in 1819, returned the same with a proposed amendment, which was received, and the bill as amended put on its second reading and passed.

Mr. Atkinson who had withdrawn for amendment.

A bill to amend an act passed at Knoxville 24th, Nov. 1817 entitled, an act to provide for leasing school lands and for other purposes, returned the same without amendment.

The bill was then put on its second reading and passed.

Mr. Brewer who had withdrawn for amendment.

A bill for the relief of Isaac Walker, returned the same with a proposed amendment, which was received and the bill as amended put on its third reading and passed.

Mr. Brewer who had withdrawn for amendment, a bill supplemental to an act entitled, an act making provision for the adjudication of North Carolina land claims and for satisfying the same by an appropriation of the vacant soil south and west of the congressional reservation line and for other purposes, passed at Murfreesborough on the 23 day of Nov. 1819, returned the same with a proposed amendment which was received.

Ordered, That Mr. Stanger have leave to withdraw the said bill for amendment.

A bill for the purposes therein contained and other purposes after the first are completed, was taken up.

Mr. Huntsman offered an amendment in lieu of the whole bill, which was received, the title to the said bill having been stricken out and the following substituted in lieu thereof to wit:

A bill supplemental to an act entitled, an act to establish a bank of the state of Tennessee.

The bill as amended was then put on its first reading and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill to repeal the law passed at Murfreesborough in 1819 for the purpose of building a bridge across Duck river in Marry county.

Was taken up on its second reading, when it appeared that the original bill had been stricken out in the house of representatives, and a bill of the following title substituted in lieu thereof to wit:

A bill to suspend the operation of an act entitled, an act authorizing the building of a bridge across Duck river adjoining the town of Columbia, passed the 19 day of Nov. 1819, and for other purposes.

The bill as amended in the house of representatives was then put on its second reading and passed.

Ordered, That Mr. Harris have leave to withdraw for amendment.

A bill to authorize sheriffs of White and Overton counties to advertise lands in the Sparta Gazette and for other purposes.

A bill to provide for the appointment of commissioners on the part of this state to co-operate with the commissioners appointed by the general assembly of the state of North Carolina to run and mark the boundary line between this state and the said state of North Carolina.

A bill for the relief of John Paul.

A bill supplemental to an act entitled, an act to consolidate and bring into one view the revenue laws of this state, passed at Murfreesborough on the 25th Nov. 1818.

A bill to authorize and require the removal of the Executive Office of West Tennessee to the seat of government.

A bill to amend the several laws now in force in this state respecting public roads.—and

A bill for the relief of William F. Brown, and the firm of Erwin and Brown..

Were severally read the second time and passed.

A bill to alter the place of holding a precinct election in Dixon county and for other purposes.—and

A bill to amend an act passed at Murfreesborough on the day of 1819, authorising Spencer E. Gibson, to open a turnpike road.

Were both read the third time and passed.

A bill for the relief of Rosewell Hall, Esq.

A bill to repeal the 4th section of act amendatory of the land law of 1810, passed November 27th, 1819.

A bill to alter the place of meeting of the returning officers of the Senatorial district, composed of the counties of Warren and Franklin.

A bill to establish the town of Royallport in the county of Bedford.

A bill to prevent indictments or presentments from being commenced or prosecuted after a limited time.

A bill to alter and extend certain turnpike roads therein named.

A bill to alter the name of John Sullivan and for other purposes.

A bill to authorise the Surveyor General of the thirteenth district to remove his office.

A bill for the relief of William Good.

A bill to extend the navigation of Stones River, and

A bill to establish a separate election in the county of Rutherford, and for other purposes.

Were severally read the third and last time in both houses, passed and

Ordered, To be engrossed.

The senate adjourned to-morrow morning 9 o'clock.

THURSDAY, July 7. 1820.

Mr. Seawell from the committee of enrollments reported that the committee had examined bills of the following titles, and found the same truly enrolled, to wit:

An act for the relief of Woolan Harris.

An act to authorise the Surveyor General of the thirteenth district to remove his office.

An act to prevent the sheriff of Stewart county, from selling certain lands therein mentioned.

An act for the relief of William Brank.

An act for the relief of William Good.

An act to alter the place of meeting of the returning officers of the Senatorial district composed of the counties of Warren and Franklin.

An act for the relief of Philip Hoodenpile.

An act for the relief of Henry Logan.

An act for the relief Edward Butler.

An act for the relief of Roswell Hall Esq.

An act for the relief of the heirs of William Blackmore, deceased.—and

An act to repeal the 4th section of the act amendatory of the land law of 1819, passed November, 1819.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and sent to the house of representatives—to procure the signature of the Speaker of that house.

The clerk of the house of representatives delivered in at the speaker's table, enrolled bills of the following titles signed by the speaker of that house, to wit:

An act regulating the times of holding the courts therein mentioned.

An act to exempt jailors from militia duty and for other purposes.

An act for the relief of Francis Shaw and William Freeman.

An act for the relief John Davis.

An act for the benefit of Arthur B. Campbell.

An act authorising a sepearte election in the county of Jefferson.

An act supplemental to an act, passed in the year 1899, appointing commissioners for the town of Shelbyville.

An act to establish a town at the lower side of Red River in the county of Montgomery, by the name of the town of Cumberland.

An act the better to define the limits of Humphreys county.

An act to remove the surveyors office of the third district from Sparta, to the Court House in the county of Marion.

An act to amend the law now in force, directing the payment of costs in criminal prosecutions.—and

An act to provide for a certain land claim therein mentioned.

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the Secretary of State.

A bill to provide for the payment of costs therein mentioned.

Was taken up, on its second reading,—and the question thereon being taken, "shall the bill pass," the yeas and nays being required, it was determined in the affirmative.

In the affirmative.

In the negative.

Mr. Weakley, C.

Atkinson

Burns

Mr. Douglass

Goss

Mr. Blair

Brewer

Brown

Edmiston

Miller

Harris
Huntsman
Moore
Seawell
Standifer
Wallace—11.

Parrish
Reynolds
Williams—8.

And so the said bill passed.

A bill for the benefit of the Union turnpike company, was taken up on its third reading and the question thereon being taken taken "shall the bill pass," the ayes and nays being required, it was determined in the negative.

In the affirmative.

Mr. Atkinson
Gass
Lowry
Moore—4.

In the negative.

Mr. Weakley, Sr.
Blair
Brewer
Brown
Bunch
Douglass
Edmiston
Harris
Huntsman
Miller
Parrish
Reynolds
Seawell
Standifer
Wallace
Williams—16.

And so the said bill was rejected.

A bill supplemental to an act entitled "an act to establish a bank of the state of Tennessee," was taken up on its second reading.

Mr. Huntsman offered an amendment to the said proposed amendment in lieu of the whole bill. Mr. Lowry offered an amendment to the said proposed amendment, providing that at the expiration of two years after the 15th of October next, the several agencies established in each county, may be continued or discontinued at the pleasure of the Legislature.

On the question for receiving the said amendment proposed by Mr. Lowry, the ayes and noes being required, it was determined in the affirmative.

In the affirmative,

Mr. Atkinson

Brewer

Bunch

Douglass

Gass

Harris

Lowry

Moor

Seawell

Wallace

Williams—11

In the negative,

Mr. Weakley, S.

Blair

Brown

Edmiston

Huntsman

Miller

Parris

Reynolds

Standifer—9

Mr. Brown then offered an amendment in lieu of part of the amendment proposed by Mr. Huntsman—providing that it shall be discretionary with the President and Directors of the said bank, to issue such an amount of paper or bills as shall appear to them prudent and safe, and completely within the power of said Bank to pay and redeem, reference being had to the funds paid into and received by said bank, as well as those which may hereafter be paid in and received.

On the question for receiving the proposed amendment, the ayes and noes being required it was determined in the negative.

Ayes.

Mr. Weakley, S.

Blair

Brown

Bunch

Moor

Parris

Reynolds

Williams—8

Noes.

Mr. Atkinson

Brewer

Douglass

Edmiston

Gass

Harris

Huntsman

Lowry

Miller

Seawell

Standifer

Wallace—12

The amendment proposed by Mr. Huntsman as amended being received in lieu of the whole bill, the bill as amended, was put on its second reading—and the question thereon being taken "shall the bill pass," the ayes and noes being required, it was determined in the affirmative.

AYES.

Mr. Atkinson

Brewer

Bunch

Douglass

Edmiston

Harris

Huntsman

Lowry

Wallace—9.

NOES.

Mr. Brown

Moore

Parrish

Reynolds

Standifer

Williams—6.

And so the said bill passed.

Mr. Brown who had withdrawn for amendment,

A bill to establish a new county west of Stewart and Humphreys county, returned the same without amendment.

Which was read the first time and passed.

Mr. Standifer who had withdrawn for amendment,

A bill supplemental to an act entitled, an act making provision for the adjudication of North Carolina land claims and for satisfying the same by an appropriation of the vacant soil south and west of the congressional reservation line, and for other purposes, passed at Murfreesborough on the 23d day of Oct. 1819, returned the same with a proposed amendment, which was received.

And the bill as amended put on its second reading and passed.

Mr. Brown who had withdrawn for amendment,

A bill for the relief Lee Sullivan, returned the same with a proposed amendment in lieu of the whole bill, which was received, the bill being on its third and last reading in both houses.

Ordered, That the clerk do by message acquaint the house of representatives with the said proposed a-

amendment and request that body, should they agree to the same proposed amendment, to send two of their members to see the same made.

A bill for the benefit of William Marchbanks and others.

Was read the second time and passed.

A bill to amend the law respecting suits to be brought against endorsers of promissary notes, bills of exchange and writings obligatory and for other purposes.

Was read the second time amended and passed.

A bill for the relief of the heirs Randal Miller, deceased.

Was read the second time and rejected.

A bill supplemental to an act entitled, an act to revise and amend the militia laws of this state, passed in the year 1819—and,

A bill to provide for the appointment of commissioners on the part of this state to co-operate with the commissioners appointed by the general assembly of the State of North Carolina to run and mark the boundary line between this state and the said state of North Carolina.

Were both read the third time and passed.

A bill to authorize the drawing of a lottery to build a Masonic Hall in the town of Pulaski.

Was read the third and last time in both houses amended by message, passed and

Ordered, To be engrossed.

A bill to amend the several laws now in force in this state respecting public roads.

A bill for the relief of William F. Brown and the firm of Irwin and Brown—and,

A bill for the relief of George Smith.

Were severally read the third and last time in both houses, passed and

Ordered, To be engrossed.

The senate adjourned to to-morrow morning 10 o'clock.

FRIDAY, JULY 28, 1829.

The clerk of the house of representatives delivered in at the speaker's table the following resolution which was read and concurred in, in all its parts except in the appointment of Robert Sloan, Archibald Edings and Andrew Agnew as justices of the peace for the county of M'Minn with which part of the said resolution the senate nonconcurred.

The house of representatives have adopted the following resolution and ask your concurrence.

Resolved, by the general assembly of the state of Tennessee, That the following persons be appointed justices of the peace to wit :

For Claiborne County—George Yoacham,

*For Smith County—Willie Whitley,
Simon P. Hughes,
Andrew Pickett.*

*For Overton County—Samuel Miller,
Samuel Reagan,
Samuel Wilson.*

*For Morgan County—Ezekiel Newport,
John Hughes, junr.
John E. Wells.*

For Roane County—Breshiers Roberts,

For Grainger County—Josiah C. Bunch.

*For Rutherford County—George W. Oliver,
Robert Miller,
Jesse Stoveall,
Martin B. Dickens.*

For Jackson County—Joseph Hawkins,
Walter Ballingsley,
Ananias Allen,
David Rose.

For Franklin County—Abraham Kuykindoll,
Charles Lewis.

For Washington County—Robert Moore,
John Sink.

For Hamilton county—Jeremiah Jones,
John Cornett.

For M' Minn county—Robert Sloan,
Archibald Edinger,
David Cobbs,
Eli Sharp,
Andrew Agnew.

For Warren county—William M. Logue,
Edmund Kersey,
Isaac Young,
John Groves,
Joel Mayberry.

For Lincoln county—John Smith,
John Wiseman.

For Dixon county—James Eason,
Stewart Pipkins.

For Hickman county—Benjamin Coleman,
Robert Maury,
Charles Bowen,
John Hayes,
Jeremiah Harling.

For Giles county—Hezekiah Jones,
William B. Pepper,
William Ussery,
John H. Camp,
John B. Armstrong.

For Lawrence county—Richard Hill.

For Gooch county—Abraham Fine,
Edom Kendrick,
Carter Telley,
John Gillett,
Cyrus Ward.

For Hawkins county—Absolum Koyle.

For Blount county—William L. Taylor,
Robert Houston.

For Montgomery county—Valentine Allen.

For Knox county—Benjamin M'Nutt,
Lewis Suttrell.

For Monroe county—Samuel Jemison,
William Pack,
Jones Griffin.

For Maury county—Richard Stockard,
Jonathan Bills,
Allen Rainey.

For Bedford county—Allen Perry,
Joel Hurt.

For Wilson county—Brinkley Bridges.

For Hickman county—Samuel P. McFall,
Griffith Merrick,
Samuel Benton,
John Sarrette.

For Sumner county.——Jonathan Williams,
Elijah Bodie,
William Woodall,
John Crenshaw,
Seth Mayberry.

For White county.——John M'Knight, Farmer.

The senate adopted the following resolution.

Resolved by the General Assembly of the state of Tennessee, That the following persons be appointed justices of the peace, to wit :

For Knox county.——John A. Swan.

For Monroe county.——James Doherty.

For Maury county.——John B. Wilkes.

For Montgomery county—John H. Marable,
Charles Bailey.

For Marion county—Alexander Ferguson.

For Wayne county.——William B. Ross,
John Hill.

For Williamson county—Nicholas Perkins jr.
Samuel Akin.

With which resolution the house of representatives concurred, except as to the appointment of John H. Marable a justice of the peace of Montgomery county and Nicholas Perkins jr. and Samuel Akin justices of the peace of Williamson county, with which part of the resolution the house of representatives non-concurred.

The clerk of the house of representatives delivered in at the speaker's table enrolled bills of the following titles, signed by the speaker of that house, to wit :

An act altering the place of holding a precinct election in Dixon county.

An act for the relief of Isaac Walker.

An act to divorce John W. Nichol from his wife Nancy Nichol.

An act to fix the times of holding the several courts therein mentioned.

An act for the relief of Vincent Rust.

An act to divorce Elizabeth English from her husband William English and Elizabeth Handy from her husband Isham Handy.

An act to amend an act passed at Murfreesborough on the day of 1819 authorizing Spencer E. Gibson to open a turnpike road.

An act to authorize Jacob Brown to open and improve the navigation of Cherokee creek.

An act supplemental to an act entitled, an act to revise and amend the militia laws of this state, passed in the year 1819—and,

An act for the benefit of the county of Monroe.

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

Mr. Seawell from the committee for enrolled bills reported bills of the following titles to be truly enrolled, to wit:

An act to extend the navigation of Stones river.

An act for the relief of William F. Brown and the firm of Erwin and Brown.

An act for the relief of George Smith.

An act to amend the several laws now in force in this state respecting public roads.

An act to alter and extend certain turnpike roads therein mentioned.

An act to establish the town of Royallsport in the county of Bedford.

An act to make legal the judicial acts of James Norvill an acting justice of the peace of Bedford county.

An act to authorize the drawing of a lottery to build
 a Masonic Hall in Pulaski.

An act to prevent obstructing the navigation of Sandy and Forked Deer.

An act to prevent indictments and presentments from being commenced and prosecuted after a limited time, and for other purposes.

An act to provide for establishing a new court house in the county of Morgan.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house representatives.

Mr. Parrish submitted the following resolution which was adopted.

Resolved by the general assembly of the state of Tennessee, That David Erwin be and he is hereby appointed Notary public for the county of Davidson to supply the place of Washington Perkins, deceased.

With which resolution the house of representatives concurred.

The clerk of the house of representatives delivered in at the speaker's table, a message proposing to appoint Martin Shoults a justice of the peace and George W. Porter a Notary public for the county of Sevier, in which appointments the senate concurred.

The clerk of the house of Representatives delivered in at the speaker's table the following resolution, which was read and concured by the senate.

The house of representatives have adopted the following resolution and ask your concurrence.

Resolved, That the two branches of this general assembly order their committees to make an estimate of the expenses of this session and that said estimate include Monday next and no longer.

Mr. Huntsman who had withdrawn for amendment,

A bill regulating the appointment of constables, returned the same, without amendment, was read the second time.

Mr. Brewer moved to strike out the second section of the bill, which compels constables to cite defendants to trial, before the justice of the peace within the captain's company where the defendant resides and in case of the absence of the justice, before the next nearest justice to the residence.

On the question for striking out, the ayes and noes being required, it was determined in the negative.

In the affirmative.

Mr. Brewer
Edmiston
Lowry
Parrish
Williams—5.

In the negative.

Mr. Speaker, Weakley
Atkinson
Blair
Brown
Gass
Harris
Huntsman
Moore
Miller
Reynolds
Seawell
Standifer
Wallace—13.

Mr. Blair offered an amendment to the said bill prohibiting sheriffs in the different counties in this state from appointing more than two deputies, except for the purpose of holding precinct elections or executing criminal process.

On the question for receiving the proposed amendment, the ayes and noes being required it was determined in the affirmative.

In the affirmative.

Mr. Weakley, S.
Blair
Brown
Bunsh
Edmiston
Gass
Huntsman
Miller
Reynolds

In the negative.

Mr. Atkinson
Brewer
Harris
Lowry
Moore
Parrish
Williams—12.

Seawell
Standifer

Wallace—12.

Mr. Lowry then offered the following proviso as an amendment to the bill to wit: *Provided however, That the counties of Blount, Sevier, Jefferson, Cooke, Bedford, Warren and Franklin, shall be excepted from the operation of this law.*"

On the question for receiving the proposed amendment, the ayes and noes being required it was determined in the negative.

Ayes.

Mr. Atkinson

Brewer

Harris

Lowry

Moore

Parrish

Phillips

Noes.

Mr. Speaker Weakley

Blair

Brown

Burch

Edmiston

Gass

Huntsman

Miller

Reynolds

Seawell

Standifer

Wallace—12.

Ordered, That Mr. Brewer have leave to withdraw the said bill for amendment.

A bill supplemental to an act entitled, an act to establish a bank of the state of Tennessee, was taken up, on its third reading.

Mr. Blair, moved to strike out the section of the bill giving any future legislature the power to repeal, alter or amend the law to which this bill is a supplement.

On the question for striking out, the ayes and noes being required it was determined in the affirmative.

In the affirmative.

Mr. Weakley, S.
Atkinson
Blair
Brewer
Brown
Douglass
Edmiston
Gass
Harris
Huntsman
Lowry
Miller
Reynolds
Seawell
Wallace—15

In the negative.

Mr. Bunch
Moore
Parrish
Standifer
Williams—5

Mr. Speaker Weakley, offered an amendment that in case the ordinary revenue of the state should fail, to be sufficient to support the said bank established by the act to which this bill is supplemental, that then and in that case the faith of the state should be pledged for the ultimate redemption of the paper emitted by said bank.

On the question for receiving the proposed amendment, the ayes and noes being required, it was determined in the affirmative.

Ayes.

Mr. Weakley, S.
Atkinson
Blair
Brown
Brewer
Douglass
Edmiston
Harris
Huntsman
Lowry
Reynolds
Seawell
Wallace—15

Noes.

Mr. Bunch
Gass
Moore
Parrish
Miller
Standifer
Williams—5

The bill as amended was then moved on its passage.

And the question thereon being taken, "shall the bill pass," the ayes and noes being required, it was determined in the affirmative.

In the affirmative.

Mr. Weakley, S.

Atkinson

Blair

Brewer

Douglass

Edmiston

Gass

Harris

Huntsman

Lowry

Miller

Seawell

Wallace—13.

In the negative.

Mr. Brown

Bunch

Moore

Parris

Reynolds

Standifer

Williams—7.

And so the said bill passed.

A bill providing for the payment of courts martial and for other purposes.

Was taken up,

Mr. Huntsman offered an amendment in lieu of the whole bill—which amendment goes to strike out the title to the said bill and to substitute the following in lieu thereof, to wit:

"A bill to suspend the collection of money upon executions."

And the question for receiving the proposed amendment, the ayes and noes being required, it was determined in the affirmative.

AYES.

Mr. Atkinson

Blair

Brewer

Douglass

Edmiston

Harris

Huntsman

Lowry

Wallace—13.

NOES.

Mr. Brown

Bunch

Moore

Miller

Parrish

Reynolds

Standifer

Williams—7.

Ordered, That the said bill lie on the table until to-morrow.

A bill for the relief of the heirs of Horatia Depriest.

A bill to provide for certain land claims therein mentioned.

A bill for the benefit of Dicy Porter and others.

A bill for the relief of Felps Read.

A bill for the benefit of Margaret M Farland, and for other purposes—and

A bill to establish a new county West of Stewart county.

Were severally read the second time and passed.

A bill for the relief of securities in certain cases, and

A bill to divorce Thomas Gordon from his wife Polly Gordon.

Were both read the second time amended and passed.

A bill for the relief of Ballard Caldwell.

A bill allowing the several principal surveyors appointed at the last session of the general assembly of this state, additional fees in certain cases.

Were both read the second time and rejected.

A bill defining the punishment to be inflicted on persons convicted of crimes therein mentioned.

Was taken up, on its second reading, and

Ordered, To lie on the table until the first day of January, 1821.

A bill respecting ferriage in the county of Rhea, and for other purposes, and

A bill to repeal the second section of an act passed 29th November, 1819.

Were both read the third time and rejected.

A bill giving preference to occupants south of French Broad and Holston rivers and for other purposes.

A bill to amend and explain an act passed at Murfreesborough, November 15th, 1819, to dispose of the lands lying between the rivers Hiwassee and Tennessee, and North of Little Tennessee river, and

A bill to authorise the county court of Greene, to em

on the President, Directors and Company of the Noli-chucky navigation company.

Were severally read the third time amended and passed.

A bill to direct the Registers of this state to issue grants on certain land warrants.

Was taken up, and amended by striking out the whole bill and substituted in lieu thereof a bill of the following title, to wit:

A bill for the purposes therein named.

The bill as amended, was then put on its third reading and passed.

A bill to amend an act supplemental to an act entitled "an act to condense and bring into one view the revenue laws of this state, passed Murfreesborough, 26th November, 1819.

A bill for the relief of John and Andrew Townsend, and for other purposes.

A bill to regulate the corporation of the town of Murfreesborough.

A bill to prevent a sacrifice of real estate and for other purposes.

A bill to provide for the payment of certain costs therein mentioned.

A bill to return the sessions of the Circuit Court of Sumner, to the second Mondays of March and September.

A bill to establish separate elections in the counties of Wayne and Hardin, and for other purposes.

A bill to amend an act passed at Knoxville 24th November, 1817, entitled an act to provide for leasing school lands and for other purposes, and

A bill to alter the name of William Barnes and legitimate him by the name of William B. Pillow.

Were severally read the third time passed and, Ordered, To be engrossed.

A bill for the relief of Lee Sullivan.

Was read the third and last time in both houses and adopted by message, passed and

Ordered, To be engrossed.

[On motion of Mr. Huntsman,

Resolved, that a bill for the benefit of the Union turnpike company."

Which was rejected on yesterday, be reconsidered

Ordered, That Mr. Lowry have leave to withdraw the said bill for amendment,

A bill for the relief of Samuel Smith, and

A bill to prevent the sale of property, under execution, unless it will sell for two thirds of its real value.

Which were both read the first time and passed.

Mr. Blair submitted the following resolution which was adopted.

Resolved, That the senate meet the house of representatives, in the representative chamber on to-morrow at 11 o'clock for the purpose of going into the election, of the several persons contemplated by an act for the establishment of a State Bank.

With which resolution the house of representatives non-concurred.

Mr. Harris who had withdrawn for amendment, a bill to authorize the sheriff's of White and Overton counties to advertise lands in the Sparta Gazette, and for other purposes, returned the same without amendment, the bill was then read the third and last time in both houses, passed and,

Ordered, To be engrossed.

The senate adjourned to to-morrow morning 8 o'clock.

Saturday, July 29, 1820.

Mr. Reynolds, submitted the following resolution, which was adopted.

Resolved, by the general assembly of the state of Tennessee, That James T. Crawford be appointed a justice of the peace for Maury county.

With which resolution the house of representatives concurred.

Mr. Beawell from the committee of enrollments re-

ported that the committee had examined bills of the following titles and found the same truly enrolled, to wit:

An act to establish separate elections in this state at the places therein named.

An act to prevent a sacrifice of real estate, and for other purposes.

An act to regulate the corporation of the town of Murfreesborough.

An act to amend an act passed at Knoxville the 24 day of Nov. 1817 entitled, an act to provide for leasing school lands and for other purposes.

An act to alter the name of William Barnes and to legitimate him by the name of William B. Pillow.

An act to establish a separate election in the county of Rutherford, and for other purposes.

An act for the relief of Lee Sullivan, and for other purposes.

An act to return the sessions of the circuit court of Sumner county to the second Monday of March and September.

An act for the relief of John and Andrew Townsend and for other purposes.

An act to provide for the payment of certain costs therein mentioned—and,

An act to amend an act supplemental to an act entitled, an act to condense and bring into one view the revenue laws of this state, passed at Murfreesborough 26th Nov. 1819.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house representatives.

The clerk of the house of representatives delivered in at the speaker's table enrolled bills of the following titles, signed by the speaker of that house, to wit:

An act for the purposes therein mentioned.

An act giving a preference to occupants South of Freeland and Holston.

An act for the relief of those who may have claims north of the Kentucky line.

An act supplemental to an act passed at Murfreesboro' Nov. 15, 1819 to dispose of the lands lying between the rivers Hiwassee and Tennessee and north of Little Tennessee river—and,

An act to provide for the appointment of commissioners on the part of this state, to co-operate with the commissioners appointed by the general assembly of the state of North Carolina to run and mark the boundary line between this state and the state of North Carolina.

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

A bill for the relief of the heirs of Phelps Read, was taken up, on its third and last reading in both houses, and the question thereon being taken, shall the bill pass, the ayes and noes being required, it was determined in the affirmative.

In the affirmative

Mr. Speaker Weakley

Bunch

Edmiston

Gass

Harris

Huntsman

Lowry

Miller

Standifer

Williams—10

In the negative

Mr. Atkinson

Blair

Brewer

Parrish

Reynolds

Seawell

Wallace—7.

And so the said bill passed and was,

Ordered, To be engrossed.

A bill to reduce the bounds of Wayne county and establish the seat of justice therein and for other purposes, was taken up, on its third and last reading in both houses.

Mr. Lowry made a motion to lay the said bill on the table until the first day of January 1821, and the ques-

tion for laying the bill on the table, the yeas and noes being required, it was determined in the affirmative.

In the affirmative.

In the negative.

Mr. Weakley, S.

Mr. Williams—A.

Blair

Brewer

Brown

Bunch

Douglass

Edmiston

Gass

Harris

Huntsman

Lowry

Moore

Parrish

Reynolds

Seawell

Standifer—14

Mr. Brewer who had withdrawn for amendment, a bill regulating the appointment of constables, returned the same, with a proposed amendment which was received, and the bill as amended put on its second reading, and the question being taken, shall the bill pass, the yeas and noes being required, it was determined in the negative.

Yeas.

Noes.

Mr. Speaker Weakley

Mr. Atkinson

Brewer

Blair

Brown

Douglass

Bunch

Edmiston

Huntsman

Gass

Miller

Harris

Reynolds

Lowry

Standifer

Moore

Parrish

Seawell

Wallace

Williams—13.

And so the said bill was rejected.

The clerk of the house of representatives delivered in at the speaker's table, a message insisting on striking out the section of a bill supplemental to an act entitled, an act to establish a bank of the state of Tennessee, giving any future legislature, the power to repeal, alter or amend the law, to which this bill is a supplemental.

On the question for concurring with the house of representatives in their proposition to strike out the said section, the ayes and noes being required, it was determined in the negative.

In the affirmative.

In the negative.

Mr. Bunch
Moore
Parrish
Standifer
Williams—5

Mr. Weakley, S.
Atkinson
Blair
Brewer
Brown
Douglass
Edmiston
Gass
Harris
Huntsman
Lowry
Miller
Reynolds
Seawell
Wallace—15

The clerk of the house of representatives also delivered in at the speaker's table a message proposing to amend the said bill by striking out of the second section the words "and should there be any deficiency the faith of the State is hereby pledged to make the same good." On the question for concurring with the house of representatives in striking out the said words, the ayes and noes being required, it was determined in the affirmative.

Ayes.

Mr. Bunch
Brewer
Edmiston
Harris
Huntsman
Lowry
Moore
Parrish
Miller
Standifer
Wallace
Williams-12,

Noes.

Mr. Weakley, S.
Atkinson
Brown
Douglass
Reynolds
Seawell

The clerk of the house of representatives also delivered in at the speaker's table a message insisting on striking out the words "the stock so sold shall be and constitute a debt against this state," at the end of the 5th section. On the question for concurring with the House of Representatives in striking out said words, the ayes and noes, being required it was determined in the affirmative.

Ayes.

Mr. Brewer
Bunch
Edmiston
Harris
Huntsman
Lowry
Moore
Parrish
Standifer
Wallace
Williams-11

Noes.

Mr. Weakley, S.
Atkinson
Blair
Brown
Douglass
Gass
Miller
Reynolds
Seawell

A bill to prevent the sale of property under execution, unless it will sell for two thirds of its real value, was read the second time.

And the question thereon being taken "shall the bill pass," the ayes and noes being required, it was determined in the affirmative.

In the affirmative.

Mr. Brewer
 Douglass
 Edmiston
 Gass
 Huntsman
 Harris
 Lowry
 Wallace

In the negative.

Mr. Atkinson
 Brown
 Bunch
 Moore
 Parrish
 Standifer
 Williams

And so the said bill passed.

A bill for the benefit of Margaret M'Farland, and for other purposes—was read the third time and the question thereon being taken "shall the bill pass," the yeas and noes being required, it was determined in the negative.

In the affirmative.

Mr. Weakley S.
 Gass
 Harris
 Huntsman
 Lowry

In the negative.

Mr. Atkinson
 Blair
 Brown
 Brewer
 Edmiston
 Moore
 Miller
 Parrish
 Seawell
 Standifer
 Wallace
 Williams—11.

And so the said bill was rejected.

A bill to suspend the collection of debts upon executions—was read the third time—and the question thereon being taken "shall the bill pass," the yeas and noes being required, was determined in the negative.

Yeas.

Mr. Atkinson
 Brewer
 Douglass
 Edmiston
 Harris

Noes.

Mr. Speaker Weakley
 Blair
 Brown
 Bunch
 Gass

Huntsman
Lowry
Wallace

Moore
Miller
Parrish
Reynolds
Standifer
Williams

The clerk of the house of representatives delivered in at the speaker's table, the following resolutions, which were read and concurred in by the senate.

The house of Representatives have adopted the following resolutions and ask your concurrence.

Resolved, by the General Assembly of the state of Tennessee, That the secretary of state be and he is hereby authorised to deliver to Robert Purdy or Michael Campbell, warrant No. 3438 for six hundred and forty acres, issued by the commissioners of West Tennessee, which warrant by a law of last session, was authorised to be laid before the board of commissioners for the adjudication of North Carolina Land Claims for readjudication.

Resolved, by the General Assembly of the state of Tennessee, That the public printer to the state forthwith print and forward to each of the surveyor Generals of this state (except the Surveyor of the Hiwassee district) a copy of the act supplemental to an act entitled "an act making provision for the adjudication of North Carolina land claims and for satisfying the same by an appropriation of the vacant soil South and West of the Congressional reservation line, passed 23d day of October, 1819, together with all other acts and part of acts passed at the present session—making alterations in the land law.

Resolved, by the General Assembly of the state of Tennessee, That a resolution adopted by this General Assembly on the 29th day of November, 1819, and requesting the Governor at the expence of the state, to employ one or more persons, to explore and examine the river Cumberland and its tributary streams, and

the river Tennessee and its tributary streames, be and the same is hereby recinded.

Resolved, That the Senate meet the house of representatives, in the representatives chamber, this day at 5 o'clock, P. M. for the purpose of going into the election of the several persons contemplated to be appointed by "an act to establish a bank of the state of Tennessee."

Mr. Williams submitted the following resolution which was adopted.

Resolved, by the General Assembly of the state of Tennessee—That William Fork, John Sutherland, Edward Scott, William C. Maynott and Ench Parsons, be and they are hereby appointed additional Trustees for East Tennessee College, and that any six of said trustees or a less number shall have power, to settle and pay off all outstanding claims against said college—with which resolution the House of Representatives concurred.

Mr. Huntsman submitted the following resolution which were adopted.

Resolved, That the surveyors of the thirteenth and tenth district have the space of one month longer than is now provided for by law to make out the general plan of their district and return the same—with which resolution the House of Representatives nonconcurred.

Resolved, That the public printer print sixty copies of the act supplemental to "an act establishing a bank of the state of Tennessee," for the use of members of this General Assembly.

Ordered, That Mr. Seawell have leave to withdraw from the Clerk's table, the documents accompanying a bill for the relief of William Good.

Mr. Lowry who had withdrawn for amendment, a bill for the benefit of the Union Turnpike company—returned the same with a proposed amendment, which was received, and the bill as amended put on its third reading and passed.

A bill for the benefit of Dicy Porter and others—was

read the third time and passed.

A bill for the relief of the persons therein named.

A bill to divorce Thomas Gordon from his wife Polly Gordon, and

A bill to authorise and require the removal of the Registers Office of West Tennessee to the seat of government—were severally read the third time amended and passed.

A bill for the relief of John Paul, and others.

A bill altering a part of the turnpike road in the county of Greene, and for other purposes.

A bill supplemental to an act entitled, an act to authorise the county court of Franklin to lay a tax for the purpose of building a jail in said county and for other purposes, passed at Murfreesborough, October 21st, 1819.

A bill for the benefit of William Marchbanks, and others.

A bill to amend the law respecting suit to be brought against endorsers of promissary notes, bills of exchange and writings obligatory and for other purposes.

A bill for the relief of securities in certain cases—and

A bill supplemental to an act entitled “an act to revise and amend the militia laws of this state, passed in 1819.

Were severally read the third time in both houses passed and

Ordered, To be engrossed.

In conformity with a joint resolution of both house the gentlemen of the Senate, repaired at the hour of 1 o'clock P. M. to the hall of the house of representatives, for the purpose of going into the several elections contemplated by “an act to establish a bank of the state of Tennessee, passed on the 26th inst. The two branches of the Legislature first proceeded to the election of a President of said Bank John M'Nairy in nomination—on counting the ballots, it appeared that

John M'Nairy had a majority of votes of the whole number of numbers—whereupon the speaker of the Senate announced in presence of both branches of the Legislature that John M'Nairy, was duly and constitutionally elected President of said bank. The two houses then proceeded to the election of ten directors for said Bank, no person in nomination—On counting the ballots, the speaker of the senate announced in presence of both branches of the Legislatures that the following gentlemen were duly and constitutionally elected directors of said bank, to wit:

David M'Gavock, Robert C. Foster, George W. Gibbs, John Catran, Thomas Washington, James Stewart, Nathan Ewings, Joseph T. Ellison, Jesse Wharton, and Andrew Hynes. The two Houses then proceeded to the election of three commissioners, as contemplated by the 27th section of the act establishing said bank, William Martin, of Smith county, Henry S. Douglass, Daniel Graham and Andrew Erwin, in nomination—On counting the ballots the Speaker of the Senate announced in presence of both branches of Legislature that William Martin, Henry L. Douglass and Daniel Graham, were duly and constitutionally elected commissioners as contemplated by the act to establish a bank of the State of Tennessee; whereupon the gentlemen of the Senate returned to their own chamber.

And adjourned to Monday morning at sun rise.

MONDAY, July 31, 1820.

A bill to establish a new county west of Stewart county—and,

A bill to lay off and establish a new county west of Perry and Humphreys counties, were both taken up, on their third and last reading in both houses, and on motion of Mr. Brown.

Ordered, That the said bills lie on the table until the first day of January 1821.

Mr. Parrish submitted the following resolution which was adopted.

Resolved by the general assembly of the state of Tennessee, That the executive of the state be and he is hereby authorized to distribute the public arms designed for the militia of this state in the way he may decree most advisable.

With which resolution the house of representatives nonconcurred.

A bill concerning the Farmers and Mechanics Bank of Nashville, was read the third time and passed.

An act to provide for the payment of the members clerks and doorkeepers of this general assembly and to defray the necessary contingent expenses thereof, was read the third and last time passed, and

Ordered, To be engrossed.

Mr. Seawell from the committee for enrolled bills reported bills of the following titles to be truly enrolled, to wit:

An act supplemental to an act entitled, an act to revise and amend the militia laws of this state, passed at Murfreesborough in 1819.

An act to establish a bank of the state of Tennessee.

An act to authorize the sheriffs of Overton and White counties to advertise lands in the Sparta Gazette printed in the town of Sparta, and for other purposes.

An act altering a part of the turnpike road in the county of Greene, and for other purposes.

An act for the relief of securities in particular cases.

An act for the relief of John Paul and others.

An act for the relief of the assignees of Felps Read.

An act for the benefit of Dacey Porter and others.

An act for the benefit of William Marchbanks and others.

An act supplemental to an act entitled, an act to authorize the county court of Franklin to lay a tax for the purpose of building a jail in the said county and for other purposes, passed at Murfreesborough Oct. 21, 1819

An act to provide for certain land claims.

An act to amend the law respecting suits to be brought against endorsers of promissary notes, bills of exchange and writings obligatory, and for other purposes.

An act to alter the times of holding the courts therein mentioned.

An act to provide for the payment of the members clerks and door keepers of this general assembly, and to defray the necessary contingent expenses thereof.

An act supplemental to an act entitled, an act making provision for the adjudication of North Carolina land claims and for satisfying the same by an appropriation of the vacant soil south and west of the congressional reservation line, passed at Murfreesboro. 23 Oct. 1819.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

The clerk of house of the representatives delivered in at the speakers table, enrolled bills of the following titles signed by the Speaker of that house to wit:

An act to amend an act entitled, an act appointing commissioners for the county of Greene, passed Nov. 18 1819.

An act for the benefit of the Unicoi turnpike company.

An act to divorce Thomas Gordon from his wife Polly Gordon.

An act to authorise and require the removal of the Register's office of West Tennessee from Nashville to the seat of government.

An act supplemental to an act entitled, an act to establish a bank of the state of Tennessee, passed the 26 July 1820.

An act for the relief of the persons therein named.

An act concerning the Farmers & Mechanics bank.

An act for the redemption of personal property.

Ordered, That the said bills be signed by the speaker of the senate & deposited in the office of the S. of state.

Ordered, That William Woods have leave to withdraw from the clerk's table the documents accompanying a bill for the relief of John Paul,

A bill to suspend the collection of debts upon execution, was read the third time, and the question thereon being taken, shall the bill pass, the ayes and noes being required it was determined in the negative.

Ayes.

Mr. Atkinson
Brewer
Douglass
Edmiston
Gass
Harris
Huntsman
Lowry
Wallace—9

Noes.

Mr. Speaker Weakley
Blair
Brown
Bunch
Miller
Parrish
Reynolds
Standifer
Seawell
Walliams 10.

On motion of Mr. Seawell, Resolved that the vote on the passage of the said bill be reconsidered.

Mr. Seawell offered an amendment in lieu of the whole bill which was received—and the bill as amended put on its third reading, and the question thereon being taken “shall the bill pass,” the ayes and noes being required, it was determined in the affirmative.

In the affirmative.

Mr. Blair
Douglass
Edmiston
Gass
Huntsman
Lowry
Reynolds
Seawell
Wallace

In the negative.

Mr. Brewer
Brown
Bunch
Miller
Parrish
Standifer
Williams

And so the said bill passed.

Mr. Brown submitted the following resolution which was adopted.

Resolved that Samuel Wilson, William Ray, Thomas Black, James Read, Robert H. Dyer, and Robert E. C. Doherty, be appointed Justices of the peace in and for Stewart county—and that John Balch, John

Dodd, Walter Clark and William M'Clure, be appointed Justices of the Peace in and for Greene County.

With which resolution the house nonconcurring.

The clerk of the House Representatives delivered in at the speaker's table the following resolutions, which were read and concurred in so far as relates to the County of Stewart—and so far as relates to the County of Perry and the county of Greene, the Senate nonconcurring.

Resolved, by the general assembly of the state of Tennessee, That the following persons be appointed Justices of the Peace for the following counties, (to wit:)

*For the county of Stewart—*Simon B. Clark,

Lewis Brewer,

William James,

Jacob Hoover,

Zadock M'Clertee,

Richard Swan,

Jesse Goodwin,

Edward Gwinn.

*For the county of Perry—*James A. M'Clary,

Bartholomew G. Stewart,

Abner Taylor,

John Woods,

Amos Lewis,

Robert H. Dyer,

Duncan M'Ives.

*For the county of Greene—*John Dodd,

William M'Clure,

Walter Clark,

John Balch.

A bill supplemental to an act entitled "an act making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil South and West of the Congressional reservation line, and for other purposes, passed at Murfreesborough on the 23d day of October, 1819—was read the third and last time in both Houses—and the question thereon being taken shall

the bill pass," the ayes and noes being required it was determined in the affirmative.

Ayes.

Mr. Atkinson
Gass
Huntsman
Lowry
Miller
Reynolds
Seawell
Standifer
Wallace

Noes.

Mr. Speaker Weakley
Blair
Brewer
Brown
Bunch
Douglass
Parrish

The Senate unanimously came to the following resolve.

Resolved that the thanks of the Senate be tendered to Colonel Robert Weakley for the able and impartial manner in which he has discharged the duties of Speaker of the Senate during the present session.

The clerk of the house of representatives delivered in at the speaker's table the following resolution, which was read and concurred in.

Resolved by the general assembly of the state of Tennessee, That the public printer print the same number of the acts and journals of the present session of the general assembly as were directed to be printed of the acts and journals of the stated session of 1819, and distribute them in each county in the same manner as the acts and journals of the last session were directed to be distributed, and that the county of Monroe shall be entitled to twenty copies of the acts of this session, and half the number of journals, and the county of M'Minn shall have the same number of acts and journals with the county of Monroe, and the county of Hamilton the number of fifteen copies of the acts and half the number of journals—also to add to the county of Stewart 25 copies of the acts, and the county of Perry nine copies of the acts.

• A bill for the relief of Sarah Capps

Was taken up, and ordered to lie on the table until the first day of January 1821.

A bill to authorise the county court of Bedford to dispose of the public money herein mentioned, and other purposes.

A bill more effectually to prevent disorderly persons from disturbing any religious denomination of this state when met for divine worship.

A bill supplemental to an act entitled an act.

Ordered, That the said bills lie on the table until the 1st day of January, 1821.

Mr. Huntsman submitted the following resolution which was adopted

Resolved that the public printer is hereby directed to forward to each member of this General Assembly, one copy of the act to prevent the sacrifice of real estate, and also a supplement thereto under the superintendence of the Secretary of this State, and one for each county Court Clerk of this state, and for each Clerk of this General Assembly.

Mr. Huntsman submitted the following resolution which was adopted

Resolved that a joint committee of both houses be appointed to wait on his excellency the governor, to inform him that the legislature is about to adjourn *sine die* and know of his excellency whether he has any further communications to make.

Ordered, That Mr. Reynolds have leave to withdraw from the clerk's table the documents accompanying a bill for the relief of John Paul—and, also, the documents accompanying a bill for the relief of George Smith.

The honorable D. Graham, Secretary of State delivered in, at the speakers table the following communication from his excellency the Governor, which was read and

Ordered, To be entered on the journal.

**Fellow Citizens of the Senate, and
of the House of Representatives.**

I have this moment been honored with a notice by a joint committee of the legislature, stating they have acted on all the business before you, and ready to adjourn.

On my part I have nothing further to communicate, than to say I am happy you have been able to close the session in the time you have spent—much business has been done, and I hope it will prove highly beneficial to the citizens of the state.

I present you individually my best wishes for your safe return to your families.

JOSEPH M'MINN.

Executive Office,
July 31, 1820.

Ordered, That the Clerk do by message acquaint the House of Representatives, that the Senate have acted on all the business before them, and are ready to adjourn *sine die*. Whereupon the house of Representatives informed the Senate by message that they had also acted on all the business before them and were ready to adjourn *sine die*. Whereupon the Senate adjourned without day.

ROBERT WEAKLEY,
Speaker of the Senate.

TEST,
JAMES K. POLK,
Clerk of the Senate.

An estimate of the pay of the members, clerks, and doorkeepers, of the Senate at the second session of the thirteenth General Assembly, of the State of Tennessee, begun and held at Murfreesborough, on the twenty-sixth day of June, and continued until the 31st day of July, 1820.

IN SENATE.

	No. of Days.	miles	\$	cts.
Robert Weakley, Speaker	36	75	222	00
John Atkinson	36	50	152	00
John Blair	36	560	233	60
Sterling Brewer	36	126	164	16
William L. Brown	36	160	169	60
Samuel Bunch	36	424	211	84
Edward Douglass	36	90	158	40
William Edmiston	36	94	159	04
John Gass	36	518	226	88
Howel G. Harris	36	95	159	20
Adam Huntsman	36	200	176	00
John Lowry	36	360	201	60
William Moore	36	420	211	20
Jacob Miller	36	520	227	20
Joel Parrish	36	56	152	96
Benjamin Reynolds	36	100	160	00
William Seawell	36	60	153	66
James Standifer	36	150	168	00
David Wallace	36	84	157	44
Thomas L. Williams	36	360	201	60
Jame K. Polk, Principal Clerk of the Senate.	36		216	00
Alexander B. Bradford, as- sistant clerk of the Senate.	36		216	00
John Bright, Door-Keep- er of the Senate.	36		154	00
For Stationary			45	50